

**ERIE COUNTY LEGISLATURE  
MEETING NO. 19  
OCTOBER 21, 2021**

The Legislature was called to order by Chair Baskin.

All members present.

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

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 18 from 2021. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

Item 4 – No Public Hearings.

**MISCELLANEOUS RESOLUTIONS**

Item 5 – CHAIR BASKIN, MR. MEYERS, MR. JOHNSON, MS. CHIMERA, MR. HARDWICK, MS. VINAL & MR. GILMOUR presented a proclamation Recognizing and Honoring Adrian Kubicki.

Item 6 – MS. VINAL presented a proclamation Celebrating and Honoring the Grand Opening and Ribbon Cutting of the Senior Advocate Services' New Office.

Item 7 – MS. VINAL presented a Memorial Resolution Honoring and Remembering Irving Isenberg as a 2021 Inductee to the Erie County Wall of Honor.

Item 8 – MR. TODARO presented a proclamation Congratulating Mr. and Mrs. Sielski Upon the Occasion of Their 50th Wedding Anniversary.

Item 9 – MR. TODARO presented a proclamation Congratulating Mr. and Mrs. Jakubowski Upon the Occasion of Their 50th Wedding Anniversary.

Item 10 – MR. TODARO presented a proclamation Congratulating Mr. and Mrs. Isbrandt Upon the Occasion of Their 50th Wedding Anniversary.

Item 11 – MR. LORIGO presented a proclamation Honoring Firefighter Larry Fallon Upon Being Inducted Into the Wall of Honor.

Item 12 – MR. LORIGO presented a proclamation Honoring Firefighter William Falkner Upon Being Inducted Into the Wall of Honor.

Item 13 – MR. LORIGO presented a proclamation Honoring Firefighter James L. Brady Upon Being Inducted Into the Wall of Honor.

Item 14 – MR. LORIGO presented a proclamation Honoring Firefighter Glen G. Emmerson Upon Being Inducted Into the Wall of Honor.

Item 15 – MR. LORIGO presented a proclamation Honoring Firefighter James Kavanaugh Upon Being Inducted Into the Wall of Honor.

Item 16 – MR. LORIGO presented a proclamation Honoring Firefighter Donald Kraft Upon Being Inducted Into the Wall of Honor.

Item 17 – MR. LORIGO presented a proclamation Honoring Firefighter James McCullough Upon Being Inducted Into the Wall of Honor.

Item 18 – MR. LORIGO, MR. GREENE, MR. TODARO & MR. MILLS presented a proclamation Proclaiming October 2021 as Polish American Heritage Month in Erie County.

Item 19 – MR. JOHNSON presented a proclamation Recognizing Pastor Tim Newkirk and Remembering the Life and Legacy of Clifford "Cliff" Robinson.

Item 20 – MR. TODARO presented a proclamation Honoring Firefighter James Nusall for 50 Years of Service at Depew Hook & Ladder Company #1.

Item 21 – MR. TODARO presented a proclamation Honoring Firefighter John Garbacz for 50 Years of Service at Aetna Hose Company.

Item 22 – MR. TODARO presented a proclamation Honoring Depew Hook & Ladder Company #1 Upon the Occasion of Its 125th Anniversary.

Item 23 – MR. TODARO presented a proclamation Honoring Aetna Hose Company Upon the Occasion of Its 125th Anniversary.

Item 24 – MR. TODARO presented a proclamation Recognizing The Whistle Stop Inn Upon the Occasion of Its Last Friday Night Dinner.

Item 25 – MR. LORIGO presented a proclamation Welcoming Chris's Barber Shop to Colden.

Item 26 – MR. LORIGO presented a proclamation Honoring the Boys & Girls Club of Holland for Serving the Youth in Our Community for 50 Years.

Item 27 – MR. GREENE presented a proclamation Honoring the Dedication and Hard Work of the Sweet Home Central School District School Board.

Item 28 – MR. GREENE presented a proclamation Honoring the Dedication and Hard Work of the Williamsville Central School District School Board.

Item 29 – MR. GREENE presented a proclamation Honoring the Dedication and Hard Work of the Clarence Central School District School Board.

Item 30 – MR. GREENE presented a proclamation Honoring the Dedication and Hard Work of the Akron Central School District School Board.

Item 31 – MR. MILLS presented a proclamation Honoring The Tabernacle Upon the Occasion of Its 85th Anniversary.

Item 32 – MR. MILLS presented a proclamation Honoring Bishop Tommy Reid Upon the Occasion of His 89th Birthday.

Item 33 – MR. MILLS presented a proclamation Honoring Bishop Robert Stearns Upon the Occasion of His 8th Anniversary of Ministry at The Tabernacle.

Item 34 – MR. MILLS presented a proclamation Honoring Fattey Beer and the Grand Opening of Flaco Taco.

Item 35 – MR. LORIGO presented a proclamation Honoring Dave and Pam Hubert for Their Tribute to Roswell Park.

Item 36 – MR. LORIGO presented a proclamation Welcoming PC Plug to West Seneca.

Item 37 – MR. GILMOUR presented a Memorial Resolution Remembering Juan "Pacho" Acosta.

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

**LOCAL LAWS**

Item 38 – CHAIR BASKIN directed that Local Law No. 1 (Print #1) 2020 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

Item 39 – CHAIR BASKIN directed that Local Law No. 3 (Print #1) 2020 remain on the table and in the SMALL BUSINESS COMMITTEE.

GRANTED.

Item 40 – CHAIR BASKIN directed that Local Law No. 5 (Print #1) 2020 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 41 – CHAIR BASKIN directed that Local Law No. 8 (Print #1) 2020 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 42 – CHAIR BASKIN directed that Local Law No. 2 (Print #1) 2021 remain on the table and in the ECONOMIC & DEVELOPMENT and MINORITY & WOMEN OWNED BUSINESS COMMITTEES.

GRANTED.

Item 43 – CHAIR BASKIN directed that Local Law No. 3 (Print #1) 2021 remain on the table and in the HEALTH & HUMAN SERVICES COMMITTEE.

GRANTED.

**COMMITTEE REPORTS**

Item 44 – MR. MEYERS presented the following report, moved to separate item Number 4, and approve the balance of the report. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 178

October 14, 2021	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 12
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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. 18E-2 (2021)

COMPTROLLER: “Sales Tax Receipt for 06/2021 - 08/2021”  
(Chair’s Ruling)

b. COMM. 18D-1 (2021)

DEPUTY COMPTROLLER: “Law Department Spending - 08/2021”  
(Chair’s Ruling)

2. COMM. 18E-13 (2021)

COUNTY EXECUTIVE

WHEREAS, On March 11<sup>th</sup>, 2021 President Biden signed into law the American Rescue Plan (ARP), which provides federal stimulus funding for Older Americans Act Title III grant programs which are funds passed down to the States, and in NY State subsequently passed to the Counties, to operate various programs for senior citizens; and

WHEREAS, the New York State Office for the Aging (NYSOFA) has awarded the Department of Senior Services a total of \$3,758,467 in ARP federal funding through five new Title III ARP grants, for the period April 1, 2021 through September 30, 2024; and

WHEREAS, as is the case with the annual Title III grants the Department of Senior Services normally receives, these new ARP Title III grants require local shares of 10% in the III-B, III-C1 and III-C2 grants and a 25% local share in the III-E grant; and

WHEREAS, the individual ARP grants, amounts, and allowable services are as follows:

ARP Grant	Federal \$s	County Share \$s	Total Grant \$s	Allowable services
III-B	\$1,223,443	\$137,050	\$1,370,493	Area Agency on Aging all services for seniors except for food programs
III-C1	\$794,169	\$88,241	\$882,410	Congregate meal programs
III-C2	\$1,188,670	\$132,075	\$1,320,745	Home delivered meal programs
III-D	\$122,193	-0-	\$122,193	Health & wellness evidence-based programs
III-E	\$419,992	\$139,998	\$559,990	Caregiver services
Totals	\$3,758,467	\$497,364	\$4,255,741	

and

WHEREAS, the Department has funds available in its 2021 budget to cover the County share of expected 2021 expenditures in the grants, while County share needed for subsequent years will be included as part of the Department’s annual County budget for those years; and

WHEREAS, as long as the current Federal COVID-19 major disaster declaration exists, these new grant monies can be used for any eligible Title III service. However, once the disaster declaration is lifted, allowable services under each ARP grant revert back to only those specifically allowed under the corresponding part of the Title III funding; and

WHEREAS, in compliance with individual ARP grant requirements for allowable services these funds will be used to purchase equipment and furniture for senior centers, adult day care agencies, congregate and home delivered meal providers; congregate and home delivered meals; senior transportation services; caregiver services, evidenced based health & wellness programs; and

WHEREAS, the Department has also identified the need for four new civil service positions, Community Recreation Coordinator for the Aging, Assistant Community Recreation Coordinator for the Aging, Chief Dietitian and Supervising Chief Account Clerk, to implement the increased programing and oversight needed for the new grant programs.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be and is hereby authorized to contract with NYSOFA to accept the five Title III American Rescue Plan grants for the period April 1, 2021 to September 30, 2024; and be it further

RESOLVED, that the Erie County Legislature does hereby authorize the creation of four new civil service positions as of November 1, 2021:

Grant	Title	Job group	November – December 2021 Salary	B100 number
163III-BARP2124	Community Recreation Coordinator for the Aging	10	\$8,359	12544
163III-BARP2124	Assistant Community Recreation Coordinator for the Aging	8	\$7,136	12545
163IIIC-1ARP2124	Chief Dietitian	12	\$13,647	12542
163III-BARP2124	Supervising Chief Account Clerk	9	\$10,541	12543

and be it further

RESOLVED, that the Community Recreation Coordinator for the Aging and Assistant Community Recreation Coordinator for the Aging titles listed above, supersede and replace the Senior Recreation Supervisor and Recreation Supervisor titles in the Department of Senior Services

proposed 2022 County Title III-B grant budget, as they better fit the qualifications and duties needed in the positions to meet the needs of older adults in the County; and be it further

RESOLVED, that the budget for the III-BARP Grant for the period April 1, 2021 to September 30, 2024 (163III-BARP2124) be established as follows:

REVENUES		INITIAL BUDGET
Account	Description	
414000	Federal Aid	\$1,233,443
479000	County Share Contribution	<u>\$ 137,050</u>
	TOTAL REVENUE	<u>\$1,370,493</u>

APPROPRIATIONS		INITIAL BUDGET
Account	Description	
510000	Full Time Salaries	\$ 26,036
502000	Fringes	\$ 14,321
505000	Office Supplies	\$ 24,358
516020	Professional Services & Fees	\$ 511,000
561410	Lab & Tech Equipment	\$ 494,778
561420	Furniture & Fixtures	<u>\$ 300,000</u>
	TOTAL APPROPRIATIONS	<u>\$1,370,493</u>

and be it further

RESOLVED, that the budget for the Title III-C1 ARP congregate dining grant for the period April 1, 2021 to September 30, 2024 (163III-C1ARP2124) be established as follows:

REVENUES		INITIAL BUDGET
Account	Description	
414000	Federal Aid	\$794,169
479000	County Share Contribution	<u>\$ 88,241</u>
	TOTAL REVENUE	<u>\$882,410</u>

APPROPRIATIONS		INITIAL BUDGET
Account	Description	
510000	Full Time Salaries	\$ 13,647
502000	Fringe Benefits	\$ 7,506
516027	Meal Preparation	\$561,257
561410	Lab & Tech Equipment	<u>\$300,000</u>
	TOTAL APPROPRIATIONS	<u>\$882,410</u>

and be it further

RESOLVED, that the budget for the Title III-C2 ARP home delivered meal grant for the period April 1, 2021 to September 30, 2024 (163III-C2ARP2124) be established as follows:

REVENUES		INITIAL BUDGET
Account	Description	
414000	Federal Aid	\$1,188,670
479000	County Share Contribution	<u>\$ 132,075</u>
	TOTAL REVENUE	<u>\$1,320,745</u>

APPROPRIATIONS		INITIAL BUDGET
Account	Description	
516027	Meal Preparation	\$1,180,745
561410	Lab & Tech Equipment	<u>\$ 140,000</u>
	TOTAL APPROPRIATIONS	<u>\$1,320,745</u>

and be it further

RESOLVED, that the budget for the Title III-D ARP evidenced based health & wellness grant for the period April 1, 2021 to September 30, 2024 (163III-DARP2124) be established as follows:

REVENUES		INITIAL BUDGET
Account	Description	
414000	Federal Aid	<u>\$122,193</u>
	TOTAL REVENUE	<u>\$122,193</u>

APPROPRIATIONS		INITIAL BUDGET
Account	Description	
505000	Office Supplies	\$ 2,000
505400	Food & Kitchen Supplies	\$ 2,000
510000	Local Mileage Reimbursement	\$ 1,500
510100	Out of Area Travel	\$ 3,000
510200	Training & Education	\$ 2,500
516020	Professional Srvs Contracts & fees	\$ 15,000
561410	Lab & Tech Equipment	\$ 3,500
530000	Other Expenses	\$ 3,500
916390	ID Senior Services Grants	\$ 87,193
980000	ID DISS Services	<u>\$ 2,000</u>
	TOTAL APPROPRIATIONS	<u>\$122,193</u>

and be it further



RESOLVED, that the budget for the Title III-E ARP caregiver services grant for the period April 1, 2021 to September 30, 2024 (163III-EARP2124) be established as follows:

REVENUES		INITIAL BUDGET
Account	Description	
414000	Federal Aid	\$419,992
479000	County Share Contribution	<u>\$139,998</u>
	TOTAL REVENUE	<u>\$559,990</u>
APPROPRIATIONS		INITIAL BUDGET
Account	Description	
516020	Professional Services	\$299,990
516023	Adult Daycare	\$200,000
561410	Lab & Tech Equipment	\$ 10,000
561420	Furniture & Fixtures	<u>\$ 50,000</u>
	TOTAL APPROPRIATIONS	<u>\$559,990</u>

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 changes to grantor awards; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the: County Executive's Office, Division of Budget and Management, Comptroller's Office, and the Department Senior Services.

(6-0)

3. COMM. 18E-17 (2021)  
COUNTY CLERK

WHEREAS, the Erie County Clerk is an independently elected official responsible for recording, filing and maintaining a central repository of legal documents and records; and

WHEREAS, pursuant to New York State Vehicle and Traffic Law §205, the County Clerk shall act as an agent of the Commissioner of the Department of Motor Vehicles and in such capacity the Erie County Clerk operates the Erie County Auto Bureau; and

WHEREAS, pursuant to New York State Vehicle and Traffic Law §205, the County of Erie retains approximately 12.7% of all fees generated at Erie County Auto Bureau locations; and

WHEREAS, the Erie County Clerk's Office has been using marketing materials to promote its many ongoing initiatives and recent operational changes due to COVID-19, including but not limited to: the Renew Local Campaign which encourages local auto bureau transactions to preserve revenues in Erie County; County Clerk's award winning United States Passport Acceptance Agent Program and Outreach Services; Thank-a-Vet discount program for military veterans; and the Erie

County Auto Bureau online reservation system which reduces customer volume in facilities to fight the spread of COVID-19; and

WHEREAS, vendor Ad Specialty Solutions, LLC has demonstrated their reliability by providing marketing materials to many County Offices, including but not limited to the: Erie County Clerk's Office; the Erie County Executive's Office; the Buffalo and Erie County Public Library; the Erie County Department of Health; the Erie County Department of Social Services; and the Erie County Department of Senior Services; and

WHEREAS, vendor Ad Specialty Solutions, LLC directly provided the Erie County Clerk's Office with \$19,743.50 in marketing materials; however, such procurement should have been performed by a buyer with the Erie County Department of Purchasing pursuant to the procurement procedure adopted by the Erie County Legislature; and

WHEREAS, the three (3) invoices which are the subject of this resolution will be paid from the Erie County Clerk's available budgeted funds: payment for Invoice No. 10012, in the amount of \$4,986.50, will be funded by Budget Line 530000 in Fund Center 11310 and payments for Invoice Nos. 10010 and 10013, in the amount of the amount of \$14,757, will be funded by Budget Line 530000 in Fund Center 11320.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Department of Purchasing is hereby authorized to process and approve Requisition Numbers 10128973, 10128974 & 10128975, entered into the County's accounting system to correspond with Ad Specialty Solutions, LLC invoice numbers 10012, 10010 & 10013; and be it further

RESOLVED, that the Erie County Comptroller is hereby authorized to issue payment for Requisition Numbers 10128973, 10128974 & 10128975, entered into the County's accounting system to correspond with Ad Specialty Solutions, LLC invoice numbers 10012, 10010 & 10013; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the County Department of Purchasing; the County Comptroller and the Erie County Clerk.

(6-0)

4. COMM. 18E-18 (2021)  
COUNTY EXECUTIVE

WHEREAS, the American Rescue Plan was signed into law on March 11<sup>th</sup> 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 will receive a second tranche of State and Local Relief Funding in May of 2022; 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 31<sup>st</sup> 2024 and spent through December 31<sup>st</sup> 2026 allowing for long-term infrastructure projects to be designed and built; and

WHEREAS, Erie County has also prepared numerous “shovel-ready” projects to begin stimulating the economy quickly; and

WHEREAS, funding for this resolution is available through the first tranche of 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 8<sup>th</sup> 2021; and

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

NOW, THEREFORE, BE IT

RESOLVED, that Capital Project B.21166, formerly “Town of Hamburg McKinley Parkway Roundabout” be modified to “Town of Hamburg McKinley Parkway Clark Street Intersection and Other Improvements”; and be it further

RESOLVED, that Capital Project A. 21168, “Health Mall Improvements” be closed, with funding transfer to the Erie County Department of Health Fund Center 12700, Account 516020 totaling \$400,000; and be it further

RESOLVED, that the Erie County Executive is hereby authorized to enter into contract with the Community Health Center of Buffalo, a Federally Qualified Health Center and GBUAHN, a registered 501c (3) Health Home, for an amount not to exceed \$200,000 each for the purposes of providing mobile vaccination

RESOLVED, that the County Executive / Deputy County Executive be authorized to execute contracts 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:
Colored Musician's Club Capital Improvement Program	Colored Musician's Club of Buffalo NY, Inc.	\$600,000	A.21197
George Arthur Community Center Capital Upgrades	City of Buffalo	\$300,000	A.21175
Matt Urban Center Hope Center Upgrades	Polish Community Center of Buffalo	\$150,000	A.21176
City of Buffalo Fillmore Avenue Streetscape Improvements	City of Buffalo	\$1,000,000	A.21177
City of Buffalo Bailey Avenue Streetscape Improvements	City of Buffalo	\$500,000	A.21178
Village of Kenmore - Kenmore Fire Hall Repairs	Village of Kenmore	\$150,000	A.21180
Town of Tonawanda Kenney Field Inclusive Playground	Town of Tonawanda	\$200,000	A.21181
Village of Kenmore Mang Field Inclusive Playground	Town of Tonawanda	\$150,000	A.21182
Town of Tonawanda Paramedic Truck	Town of Tonawanda	\$100,000	A.21186
Boys & Girls Club of the Northtowns Building Upgrades & New Sport Court	Boys & Girls Clubs of the Northtowns, Inc.	\$446,775	A.21198
Tonawanda American Little League Field Upgrades and New Equipment	Tonawanda American Little League or City of Tonawanda	\$132,374	A.21199
Tonawanda Football Clinic Concession Stand Improvements	City of Tonawanda or Tonawanda Football Club	\$15,000	A.21130
Miracle League (Grand Island) Facility Improvements and new Splash Pad	Miracle League of Western New York (Grand Island)	\$1,105,000	A.21187
American Post 264 Kitchen Improvements	American Legion Post 264	\$11,000	A.21132
Grand Island VFW - DeGlopper Post Memorial Construction	Charles N. DeGlopper Memorial VFW Post #9249	\$25,000	A.21133
VFW Post 7545 Bathroom Updates	Frontiersmen VFW Post 7545 Tonawanda NY	\$25,000	A.21134
Town of Cheektowaga - Town of Cheektowaga Museum	Town of Cheektowaga	\$2,368,000	A.21188

Village of Hamburg Legion Field Baseball Field Revitalization Project	Village of Hamburg	\$550,000	A.21189
City of Buffalo Cazenovia Park Playground	Buffalo Olmsted Conservancy, Inc.	\$450,000	A.21190
Village of Blasdell Pickleball Courts	Village of Blasdell	\$80,000	A.21191
City of Lackawanna - Ridge Road Improvements	City of Lackawanna	\$120,000	A.21192
Rural Outreach Center Facility Improvements	Rural Outreach Center	\$400,000	A.21193
Roycroft Campus Corporation Facility Improvements	Roycroft Campus Corporation	\$240,000	A.21194
Naval and Servicemen's Park	Buffalo & Erie County Naval & Military Park	\$300,000	A.21195
Olmsted Aid for South Park and MLK	Buffalo Olmsted Conservancy, Inc.	\$400,000	A.21196
Agribusiness Park - Expansion of Water Tank for Water Tower that will Serve Park	Buffalo and Erie County Industrial Land Development Corporation or Town of Evans	\$1,200,000	A.21169
Agribusiness Park - Water Lines to Service Water Tower	Town of Evans	\$500,000	A.21170
Village of Springville - N. Central Ave. Water Main Replacement	Village of Springville	\$485,275	A.21171
Village of Lancaster - Harold Place Sanitary Sewer Replacement	Village of Lancaster	\$212,157	A.21172
Village of Akron - Skyline Drive Waterline Installation (loop existing system)	Village of Akron	\$214,628	A.21173
City of Tonawanda Water/Sewer Replacement	City of Tonawanda	\$201,860	A.21174
Town of Hamburg McKinley Parkway Roundabout to be revised to: Town of Hamburg McKinley Parkway Clark Street Intersection and Other Improvements	Town of Hamburg	\$1,200,000	A.21131

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.

(5-1) Legislator Lorigo voted in the negative.

**TIMOTHY J. MEYERS  
CHAIR**

CHAIR BASKIN directed that item Number 4 be referred to the FINANCE & MANAGEMENT COMMITTEE for further consideration.

GRANTED.

Item 45 – MR. MEYERS presented the following report and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 179

October 14, 2021	ENERGY & ENVIRONMENT COMMITTEE REPORT NO. 15
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ALL MEMBERS PRESENT.

CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following item is hereby received and filed:
  - a. COMM. 18M-2 (2021)  
NYS AGRICULTURE & MARKETS: “Letter Regarding Districting Eligibility for Agricultural District No. 5”  
(Chair’s Ruling)
2. COMM. 15E-8 (2021)  
COUNTY EXECUTIVE AS AMENDED  
WHEREAS, the County of Erie advertised for and received responses to a Request for Proposals to perform engineering services associated with the Southtowns Advanced Wastewater Treatment Facility – Phase 1 and Phase 2 Expansion Project in Erie County Sewer District (ECSD) No. 3; and

WHEREAS, this project is necessary to satisfy regulatory requirements, replace aging infrastructure, and expand the Southtowns Facility to service ECSD No. 3 for future decades; and

WHEREAS, a review committee was established by the Erie County Division of Sewerage Management to evaluate all responses to the County's Request for Proposals for this project, using a consistent scoring matrix; and

WHEREAS, after conducting interviews and ranking proposals the review committee recommends Arcadis of New York, Inc. be retained to complete the requested engineering services.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be, and hereby is, authorized to execute an Agreement with Arcadis of New York, Inc. (50 Fountain Plaza – Suite 600, Buffalo, New York, 14202) for professional services associated with this project in an amount not to exceed \$8,400,000.00, subject to approval as to content by the Commissioner of the Department of Environment and Planning, and approval as to form by the County Attorney's Office; and be it further

RESOLVED, that authorization is hereby provided for the partial closing of up to \$4,200,000.00 in ECSD No. 3 Capital Reserve Account C.00007 to pay for a portion of these services; and be it further

RESOLVED, that authorization is hereby provided for the Division of Budget and Management to process a residual equity transfer of up to \$4,200,000.00 from ECSD No. 3 Capital Reserve Account C.00007 to ECSD No. 3 Bond Account C.17301; and be it further

RESOLVED, that \$8,400,000.00 be allocated in Bond Account C.17301 for these engineering services; and be it further

RESOLVED, that the Director of the Division of Budget and Management is hereby authorized to implement any budget adjustments necessary to facilitate this action; and be it further

RESOLVED, that any unused funds be returned to the ECSD No. 3 Capital Reserve Accounts and the budget be adjusted accordingly; and be it further

RESOLVED, that the Clerk of the Legislature shall send one (1) certified copy each to the County Executive, the County Comptroller, the Director of Budget and Management, Kristen Walder, Second Assistant County Attorney, and Joseph Fiegl, P.E., Division of Sewerage Management.

(6-0)

3. COMM. 18E-7 (2021)  
COUNTY EXECUTIVE

WHEREAS, pursuant to Legislative Comm. 6E-34 (2020), Contract No. 43 was awarded to Skanex Pipe Services, Inc. to construct the Indian Church Road Cured In Place Pipe Lining Project, in Erie County Sewer District No. 1; and

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

WHEREAS, the Erie County Department of Environment and Planning has recommended the acceptance of Contract No.43, in the final contract amount of \$726,492.70 which includes Change Order No. 2 (final), a decrease of (\$51,066.30) and recommends approval for final payment.

NOW, THEREFORE, BE IT

RESOLVED, that Contract No. 43 between the County of Erie and Skanex Pipe Services, Inc. (753 Rowley Road, Victor, NY 14564) is accepted in the final contract amount of \$726,492.70 which includes Change Order No. 2 (final), a decrease of (\$51,066.30) and is allocated in Erie County Sewer District No. 1 Capital Account C.00057; and be it further

RESOLVED, that the Erie County Comptroller be directed to make final payment for Contract No. 43, to Skanex Pipe Services, Inc. for a total contract amount of \$726,492.70; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy of this resolution to the County Executive, the Erie County Comptroller, the Director of Budget and Management, Kristen Walder, Assistant County Attorney, and Joseph Fiegl, P.E., Deputy Commissioner, Department of Environment and Planning.  
(6-0)

4. COMM. 18E-8 (2021)  
COUNTY EXECUTIVE

WHEREAS, pursuant to Legislative Comm. 3E-6 (2021), Contract 97 (General) was awarded to North Spur Construction LLC to construct the Big Sister Creek Water Resource Recovery Facility (WRRF) Concrete Repairs Project, in Erie County Sewer District No. 2; and

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

WHEREAS, the Erie County Department of Environment and Planning recommends closeout of Contract No. 97 (General) and requests approval to issue final payment.

NOW, THEREFORE, BE IT

RESOLVED, that Contract No. 97 (General) between the County of Erie and North Spur Construction LLC (156 Garrison Road, Buffalo, New York 14221) is accepted in the final contract amount of \$89,064.52 which includes Change Order No. 1 (final), an increase of \$3,064.52 and is allocated in Erie County Sewer District No. 2 Capital Account C.17201; and be it further

RESOLVED, that the Erie County Comptroller be directed to make final payment for Contract 97 (General), to North Spur Construction LLC for a total contract amount of \$89,064.52; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy of this resolution to the County Executive, the Erie County Comptroller, the Director of Budget and



Management, Kristen Walder, Assistant County Attorney, and Joseph Fiegl, P.E., Deputy Commissioner, Department of Environment and Planning.  
(6-0)

5. COMM. 18E-9 (2021)  
COUNTY EXECUTIVE

WHEREAS, pursuant to Legislative Comm. 13E-6 (2020), Contract No. 82 was awarded to Kandey Company, Inc. to construct the Sanitary Sewer Replacement Project, in Erie County Sewer District Nos. 3, 6, and 8; and

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

WHEREAS, the Erie County Department of Environment and Planning has recommended the acceptance of Contract No. 82, in the final contract amount of \$798,134.97 which includes Change Order No. 3 (final), a decrease of (\$31,864.03) and recommends approval for final payment.

NOW, THEREFORE, BE IT

RESOLVED, that Contract No. 82 between the County of Erie and Kandey Company, Inc. (19 Ransier Drive, West Seneca, NY 14224) is accepted in the final contract amount of \$798,134.97 which includes Change Order No. 3 (final), a decrease of (\$31,864.03) and is allocated in Sewer Management Capital Project C.20001; and be it further

RESOLVED, that the Erie County Comptroller be directed to make final payment for Contract No. 82, to Kandey Company, Inc. for a total contract amount of \$798,134.97; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy of this resolution to the County Executive, the Erie County Comptroller, the Director of Budget and Management, Kristen Walder, Assistant County Attorney, and Joseph Fiegl, P.E., Deputy Commissioner, Department of Environment and Planning.  
(6-0)

**TIMOTHY J. MEYERS  
CHAIR**

Item 46 – MR. JOHNSON presented the following report and moved for immediate consideration and approval. MR. MILLS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 180

October 14, 2021	ECONOMIC DEVELOPMENT COMMITTEE REPORT NO. 16
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ALL MEMBERS PRESENT.

CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. COMM. 18E-5 (2021)  
COUNTY EXECUTIVE

WHEREAS, the bridge carrying Ward Drive over Big Gulf Creek (BIN 3362260/PK-12) in Chestnut Ridge Park in the Town of Orchard Park, Erie County (the "Project") has been flagged by the New York State Department of Transportation due to deterioration, is posted for 12 Tons, and is in need of rehabilitation; and

WHEREAS, the design of the rehabilitation for the bridge has been completed by CHA Consultants; and

WHEREAS, public bids will be taken for the Project in October 2021; and

WHEREAS, the Department of Public Works would like to successfully implement the Project in a timely manner, it will be necessary to execute the construction contract with the lowest responsible bidder, to enter an agreement with CHA Consultants for construction inspection and construction administration, and establish a construction contingency, for a total project construction phase allowance of \$450,000.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the above subject Project; and be it further

RESOLVED, that the County Executive is hereby authorized to execute a contract for ECDPW Project CAP-PK-12-22 with the lowest responsible bidder, enter into a construction phase engineering services agreement with CHA Consultants, and establish a construction contingency for a total project cost not to exceed \$450,000; and be it further

RESOLVED, that the estimated total sum of \$450,000 for the construction, and construction inspection phase for the Project is available in Fund 420, Funds Center 123, as follows:

B.17017 – 2017 Rehabilitation of Flagged Bridges	\$ 50,000
B. 21107 - 2021 Culverts & Bridges	\$400,000
TOTAL Project Cost	\$450,000

and be it further

RESOLVED, that three (3) 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.

(6-0)

2. COMM. 18E-6 (2021)  
COUNTY EXECUTIVE

WHEREAS, authorization is necessary to acquire the Right-of-Way (ROW), for the rehabilitation of the North Ellicott Creek Road over North Diversion Channel Bridge (BIN 1072800/BR 232-01), the “Project”; and

WHEREAS, the County of Erie previously advanced the design of the Project via Legislative Communication 13E-13 dated July 9, 2020 and construction of the Project via Legislative Communication 13E-12 dated June 18, 2020; and

WHEREAS, to facilitate the construction of the Project it will be necessary for the County to acquire such parcels, herein referred to as the “Subject Properties” as may become necessary for construction, including parcels that are portions of real property in the vicinity of the project as follows:

PORTIONS OF TAX MAP SBL NUMBER	TOWNSHIP
SBL 40.10-1-12	Amherst
SBL 40.10-1-13.1	Amherst

and

WHEREAS, the acquisition of the portions of the Subject Properties is to be de minimis in nature so the public interest will not be prejudiced by the construction of the Project; and

WHEREAS, the County owns the following parcel of land, which is irregularly shaped, vacant, and landlocked by other owners:

PORTIONS OF TAX MAP SBL NUMBER	TOWNSHIP
SBL 40.10-1-15	Amherst

and

WHEREAS, the County Land Advisory Review Committee (“ARC”) has agreed that retaining this County owned parcel is of no benefit to the County; and

WHEREAS, the County contemplates an offer of an exchange of the County owned parcel, in lieu of payment, to the owner(s) of the Subject Properties; and

WHEREAS, should one or more owners of the Subject Properties refuse to convey such portion of their real property to the County for an amount not exceeding fair market value, it will be necessary for the County to acquire the Subject Property by commencing eminent domain proceedings.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby approves the acquisition of the ROW required to construct the Project; and be it further

RESOLVED, that the County of Erie is authorized to acquire the necessary real property interests from the aforementioned Subject Properties for the purpose of constructing the Project; and be it further

RESOLVED, that the Erie County Executive is authorized and directed to exchange, in lieu of payment, the above referenced County owned parcel in the Town of Amherst to the adjacent property owner for the Subject Properties; and be it further

RESOLVED, that the Commissioner of Public Works, or his authorized representatives, including Mott MacDonald NY, Inc., are authorized to act on behalf of the County of Erie in connection with the acquisition of the required ROW from the owners of the Subject Properties; and be it further

RESOLVED, that the County of Erie is authorized to enter into all necessary contracts and agreements for the acquisition of the required ROW to construct the Project; and be it further

RESOLVED, that the County Attorney shall prepare and the County Executive shall execute all appropriate documents relating to acquiring easement and/or fee interests in the necessary ROW; and be it further

RESOLVED, should one or more owners of the Subject Properties refuse to convey such portions of their real property to the County for an amount not to exceed the just compensation determined by the Commissioner of Public Works, or his authorized representatives, including Mott MacDonald NY, Inc., the County is authorized to commence eminent domain procedures; and be it further

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

(6-0)

3. COMM. 18E-14 (2021)  
COUNTY EXECUTIVE

WHEREAS, the Erie County Departments of Public (DPW) has been working closely with the Buffalo Niagara Convention Center Management Corporation (BNCCMC), as well as Visit Buffalo Niagara (VBN), in an effort to perform exterior façade improvements as well as a new door entry layout to the Buffalo Niagara Convention Center (BNCC); and

WHEREAS, it is important to make improvements to the existing building in order to continue to help attract business as the facility looks to hold events again as they did prior to the onset of the COVID-19 pandemic; and

WHEREAS, the BNCC was constructed in the mid-1970s and the original exterior of the building is worn and outdated; and

WHEREAS, in conjunction with the City of Buffalo's efforts on the Franklin Street Betterment Project, the County wishes to improve upon the Franklin Street exterior façade and revised door layout of the BNCC to help attract new business and bring-in revenue; and

WHEREAS, the County previously entered into an agreement with Trautman Associates Architects/Engineers (Trautman Associates) to provide architectural and engineering services for the BNCC per COMM. 6E-24 (2021); and

WHEREAS, at the time of the above-referenced agreement, the conceptual design of the façade was yet to be determined, therefore the County is seeking to amend its agreement with Trautman Associates to allow for the design of the Franklin Street exterior façade per a conceptual design agreed upon by the County, VBN, and BNCCMC; and

WHEREAS, Trautman Associates has the design and engineering expertise to perform the underlying project; and

WHEREAS, once the design is complete, DPW will advertise and award construction contracts to the lowest responsible bidder(s) in accordance with General Municipal Law section 103, as well as all Erie County Local Laws.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute a third Agreement Amendment (second amendment specific to this project) with Trautman Associates Architects/Engineers under EC DPW Contract No. 18-459-PW to increase their A/E design fee by a cost no greater than \$380,000 for a total contract value of \$480,000 specific to the Buffalo Convention Center Façade and Door Entry Improvements Project; and be it further

RESOLVED, that the base design fee will be increased by \$337,500 from \$67,500 to \$405,000 and the design contingency will be increased by \$42,500 from \$32,500 to \$75,000; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payments for the above from the previously approved, via COMM. 13E-15 (2021), Capital Project A.21163– 2021 Convention Center Façade in Fund 410, Funds Center 122; and be it further

RESOLVED, that once the design and engineering is completed by Trautman Associates, DPW will advertise and award the corresponding construction contract(s) to the lowest responsible bidder(s) pursuant to General Municipal Law section 103, and Erie County local laws; and be it further

RESOLVED, that the County Executive and/or Deputy County Executive shall have the authority to execute the aforementioned construction contract(s) with the lowest responsible bidder(s); and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner, and one copy each to the Office of the County Executive, the

Office of the Erie County Attorney, the Division of Budget and Management, and the Office of the Comptroller.

(5-1) Legislator Lorigo voted in the negative.

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

Item 47 – MR. JOHNSON presented the following report and moved for immediate consideration and approval. MR. TODARO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 181

October 14, 2021	PUBLIC SAFETY COMMITTEE REPORT NO. 11
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ALL MEMBERS PRESENT.

CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, all items are hereby tabled.

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

Item 48 – MS. VINAL presented the following report and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 182

October 14, 2021	SMALL BUSINESS COMMITTEE REPORT NO. 1
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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. LL INTRO. 3-1 (2020)  
VINAL: "A LL titled, "The Business Procurement Enhancement and Promotion Act of 2020""  
(Chair's Ruling)
  - b. COMM. 16E-38 (2020)

LORIGO, RATH, TODARO & MILLS: “Small Business Assistance Grant Program”  
(Chair’s Ruling)

c. INTRO. 17-4 (2020)

LORIGO, RATH, TODARO & MILLS: “Creation of a Grant Program to Fund Supplies to Prepare for Colder Weather Outdoor Dining”  
(Chair’s Ruling)

d. COMM. 17E-6 (2020)

COUNTY EXECUTIVE: “Letter to Minority Caucus Concerning Small Business Assistance Grant Program”  
(Chair’s Ruling)

e. INTRO. 19-1 (2020)

VINAL: “Expressing Opposition to National Grid-Proposed Rate Increase”  
(Chair’s Ruling)

f. INTRO. 1-1 (2021)

LORIGO: “Calling on State Liquor Authority to Waive Liquor License Renewal Fees”  
(Chair’s Ruling)

2. COMM. 18E-4 (2021)

COUNTY EXECUTIVE

WHEREAS, General Municipal Law Section 104-b, subdivision 4 requires the governing board of the County to annually review County policies and procedures with respect to procurement of goods and services where such goods and services are not required by law to be procured pursuant to competitive bidding; and

WHEREAS, it has been determined that the implementation of these procedures are within the scope of and furtherance of specific purchase and procurement laws and rules set forth by New York State statute, the Erie County Charter, and the Erie County Administrative Code; and

WHEREAS, the Erie County procurement policies have been previously reviewed and found to be in compliance with the requirements of General Municipal Law Section 104-b.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby adopt the attached Erie County Purchase Policies and Procedures as required pursuant to General Municipal Law Section 104-b, and be it further; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Director of Budget, Director of Purchase, Director of Equal Employment Opportunity, Chief Information Officer, County Attorney and County Comptroller.

(6-0)

**JEANNE M. VINAL  
CHAIR**

Item 49 – MS. CHIMERA presented the following report and moved for immediate consideration and approval. MR. TODARO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 183

October 14, 2021	HEALTH & HUMAN SERVICES COMMITTEE REPORT NO. 11
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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. 18D-2 (2021)  
COMMISSIONER OF SOCIAL SERVICES: “Child Protective Caseloads for 08/2021”  
(Chair’s Ruling)
  - b. COMM. 18D-3 (2021)  
DEPARTMENT OF LAW: “Local Emergency Order Extensions”  
(Chair’s Ruling)
  - c. COMM. 18M-3 (2021)  
EC BOARD OF HEALTH: “Meeting Minutes for Meeting Held on 07/06/2021”  
(Chair’s Ruling)
  - d. COMM. 18M-5 (2021)  
RESPITE & RECOVERY CENTER ADVISORY BOARD: “Letter to Chair of Legislature  
Regarding Membership on Advisory Board”  
(Chair’s Ruling)

2. COMM. 18E-10 (2021)  
COUNTY EXECUTIVE

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

WHEREAS, the Erie County Department of Mental Health has been awarded \$425,000 annually for a 5-year period that began 10/1/17 by Substance Abuse and Mental Health Services Administration (SAMHSA) as part of an initiative to offer expanded and enhanced substance use disorder treatment services in existing family treatment drug courts; and



WHEREAS, the Department of Mental Health thus requires legislative approval to accept the Federal funds and to establish a grant budget in Fund 281; and

WHEREAS, no County funds will be necessary for Erie County to accept this federal aid to serve high-risk families residing in Erie County.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to accept SAMHSA grant funds and to have the Department of Mental Health oversee the provision of related services by amending its contract with BestSelf Behavioral Health, and thus authorizes the Division of Budget and Management to establish a grant as follows:

Erie County Department of Mental Health  
Grant Fund 281, Fund Center 12410  
October 1, 2021 - September 30, 2022  
124SAMHSAFTDC2122

Revenue	Increase
Account 414000 – Federal Revenue	\$425,000
Appropriation	Increase
Account 517534 – BestSelf Behavioral Health OMH	\$425,000

and be it further

RESOLVED, that to the extent this subcontract may constitute a professional, technical or other consultant service, the County Administrative Code requirement in Section 19.08 for a Request for Proposal (RFP) is hereby waived, as this Honorable Body has previously approved of the County's entering into contract with BestSelf Behavioral Health, Inc. on June 8, 2017 (Comm. 10E-18); 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 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 Mental Health, the Office of the Comptroller, and the Division of Budget and Management.

(6-0)

3. COMM. 18E-11 (2021)  
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Social Services has been awarded an amount of \$1,557,024 in 100% federal share funding to provide Outreach and Application Assistance for the COVID Emergency Rental Assistance Program; and

WHEREAS, the Erie County Department of Social Services issued a RFP on May 6, 2021 to qualified agencies interested in providing Outreach and Application Assistance Services to customers in Erie County applying for rental assistance secondary to the federal Emergency Rental Assistance Program; and

WHEREAS, based on the results of the RFP the Erie County Department of Social Services has identified Belmont Housing, The Martin Group, and the Community Action Organization of Western New York as the recipients of this funding to provided Outreach and Application services to the residents of Erie County; and

WHEREAS, the Department of Social Services requires legislative approval to accept the Federal funding and to amend the Adopted 2021 Budget; and

WHEREAS, no County funds will be necessary for Erie County to accept this federal 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 Federal funds for the Outreach and Application Assistance for the COVID Emergency Rental Assistance Program and authorizes the Division of Budget and Management to amend the 2021 Adopted Budget as follows:

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

Revenue	Increase
Account 414000 - Federal Aid Revenue	\$1,557,024
Appropriation	Increase
Account 516020 – Professional Services Contracts	\$1,557,024

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 changes to the 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)

4. COMM. 18E-12 (2021)  
COUNTY EXECUTIVE

WHEREAS, federal funds have become available through the Grants to Enhance Adult Protective Services to Respond to COVID-19 administered by the Administration for Community Living (ACL); and

WHEREAS, services are to be provided to Adult Protective Services (APS) Clients to enhance, improve, and expand the ability of APS to investigate allegations of abuse, neglect, and exploitation in the context of COVID-19; and

WHEREAS, Center of Elder Law and Justice was the only agency to respond to the RFP and has the expertise to carry out the 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 Administration for Community Living – Adult Protective Services Grant; and be it further

RESOLVED, that the Commissioner of Social Services and the County Executive are hereby authorized to enter into contract with the Center for Elder Law and Justice in the amount of \$40,000 for the provision of services outlined in the grant to provide Adult Protective Services Clients protections against elder abuse and scams with a focus on isolation during the pandemic; and be it further

RESOLVED, that the following budget amendments are hereby authorized in the 2021 Adopted Budget in order to establish Federal funding for the Administration for Community Living – Adult Protective Services Grant program:

Department of Social Services – 2021 Budget	
Fund 110	
Revenue	Increase
414010 Federal Aid – Other	\$275,732
516010 Contract Pymts Nonprofit Purch Svcs	\$40,000
501000 Overtime	\$55,000
561410 Lab & Technical Equipment	\$143,390
516020 Professional Service Contracts	\$37,342
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 comply 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)

**LISA M. CHIMERA  
CHAIR**

**LEGISLATOR RESOLUTIONS**

Item 50 – MR. MEYERS presented the following resolution and moved for immediate consideration. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 184

RE: Creation of a Medication Assisted Treatment Program in the EC Sheriff's Office, Division of Correctional Health (INTRO. 19-1)

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

WHEREAS, in 2019, the Erie County Legislature approved \$1 million of funds into the 2020 Adopted Budget in the Department of Mental Health, Forensic Mental Health Services, Fund Center 12420, Account 505800, Medical and Health Supplies; and

WHEREAS, that funding was designed to be utilized for the establishment of a Medication Assisted Treatment (MAT) program in the Erie County Sheriff Office for the provision of treatment and services for individuals with active substance use disorders who are in custody and incarcerated in the Erie County Holding Center and Correctional Facility; and

WHEREAS, after extensive discussions, the Office of Sheriff has developed a MAT program in consultation with the Erie County Department of Mental Health, the Erie County Legislature, and the Erie County Corrections Specialist Advisory Board; and

WHEREAS, in order for the Sheriff's MAT program to commence, it is necessary to transfer part of the \$1 million of available funding within the budget of the Department of Mental Health to the necessary accounts.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature approves of the new Medication Assisted Treatment program for prisoners in the custody of the Erie County Sheriff Office; and be it further

RESOLVED, that \$450,000 is hereby transferred from the Department of Mental Health, Forensic Mental Health Services, Fund Center 12420, Account 505800, Medical and Health

Supplies, to the Erie County Sheriff's Office, Correctional Health Services Division as follows to establish the program:

- \$330,000 transferred to Fund Center 11650, Correctional Health Services Division, Account 500000, Full Time – Salaries (for the establishment of two new positions of Registered Nurse and Nurse Practitioner)
- \$120,000 transferred to Fund Center 11650, Correctional Health Services Division, Account 505800, Medical and Health Supplies

and be it further

RESOLVED, that \$250,000 is hereby transferred from the Department of Mental Health, Forensic Mental Health Services, Fund Center 12420, Account 505800, Medical and Health Supplies, to Account 500000, Full Time – Salaries in the Department of Mental Health, Forensic Mental Health Services, Fund Center 12420, for the establishment of three new positions (two positions of CASAC and one position of Discharge Planner) in the Department of Mental Health to support the MAT program; and be it further

RESOLVED, that the Director of Budget and Management is authorized to make budgetary adjustments and general ledger amendments to effectuate the creation of the new positions, other accounts and non-personal services spending, including establishment of fringe benefits spending; and be it further

RESOLVED, that the Commissioner of Personnel and Director of Budget and Management are authorized to make the necessary personnel adjustments and create B-100s for the purposes of effectuating this resolution; and be it further

RESOLVED, that the Superintendent of the Sheriff Office's Jail Management Division and the Commissioner of Mental Health shall provide updates to the Legislature's Public Safety or Health and Human Services Committees concerning this program upon request; and be it further

RESOLVED, that certified copies of this resolution be transmitted to the Undersheriff, Superintendent of the Jail Management Division, First Deputy Superintendent-Compliance, Director of Correctional Health, Commissioner of Environment and Planning, the Director of Intensive Adult Mental Health Services, the Director of Budget and Management, the Commissioner of Personnel and the County Comptroller.

MR. MEYERS moved to amend the resolution by including Et Al Sponsorship. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

Item 51 – CHAIR BASKIN directed that the following resolution be referred to the

HEALTH & HUMAN SERVICES COMMITTEE.

MR. GREENE challenged the ruling of the chair. MR. MILLS seconded.

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

AYES: MR. GREENE, MR. LORIGO, MR. MILLS, and MR. TODARO. NOES: CHAIR BASKIN, MS. CHIMERA, MR. GILMOUR, MR. HARDWICK, MR. JOHNSON, MR. MEYERS and MS. VINAL. (AYES: 4; NOES: 7)

FAILED.

INTRO. 19-2 from LORIGO, GREENE, TODARO & MILLS. Urging Pegula Sports & Entertainment and the EC Health Dept. to Provide an Opt-In Exemption of a Recent Negative COVID-19 Test to Allow Attendance at Highmark Stadium and KeyBank Center.

Item 52 – CHAIR BASKIN directed that the following resolution be referred to the SMALL BUSINESS COMMITTEE.

MR. MILLS challenged the ruling of the chair. MR. LORIGO seconded.

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

AYES: MR. GREENE, MR. LORIGO, MR. MILLS, MR. TODARO and MR. GILMOUR. NOES: CHAIR BASKIN, MS. CHIMERA, MR. HARDWICK, MR. JOHNSON, MR. MEYERS and MS. VINAL. (AYES: 5; NOES: 6)

FAILED.

INTRO. 19-3 from LORIGO, GREENE, TODARO & MILLS. Creation of a Grant Program to Fund Supplies to Prepare for Colder Weather Outdoor Dining.

Item 53 – CHAIR BASKIN directed that the following resolution be referred to the SMALL BUSINESS COMMITTEE.

MR. LORIGO challenged the ruling of the chair. MR. GREENE seconded.

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

AYES: MR. GREENE, MR. LORIGO, MR. MILLS, and MR. TODARO. NOES: CHAIR BASKIN, MS. CHIMERA, MR. GILMOUR, MR. HARDWICK, MR. JOHNSON, MR. MEYERS and MS. VINAL. (AYES: 4; NOES: 7)

FAILED.

INTRO. 19-4 from LORIGO, GREENE, TODARO & MILLS. Calling on State Liquor Authority to Waive Liquor License Renewal Fees.

Item 54 – CHAIR BASKIN directed that the following resolution be referred to the PUBLIC SAFETY COMMITTEE.

GRANTED.

INTRO. 19-5 from MILLS. Calling for the Reopening of the Gowanda Correctional Facility.

**COMMUNICATIONS DISCHARGED FROM COMMITTEE**

Item 55 – MR. LORIGO moved to discharge the FINANCE & MANAGEMENT COMMITTEE of further consideration of INTRO. 18-2 (2021). MR. MILLS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 185

RE: Establishing a Timeline and  
Transparency Process for Approval of  
Future Bills Lease & New Stadium  
Construction  
(INTRO. 18-2, 2021)

WHEREAS, the current lease agreement between the County of Erie, the Erie County Stadium Corporation and the Buffalo Bills will expire on July 30, 2023; and

WHEREAS, the owners of the Buffalo Bills, Terry and Kim Pegula, have clearly stated that they will not agree to a new lease without a deal to construct a new stadium; and

WHEREAS, the Buffalo Bills have released details of their stadium study that suggest construction of a new stadium will exceed \$1.4 billion and they have an expectation that a significant portion of the cost will be funded by taxpayers; and

WHEREAS, the Buffalo Bills organization has stated that their preferred site for new stadium construction is across the street from the current stadium in the Town of Orchard Park, near or within the footprint of Erie Community College's South Campus; and

WHEREAS, Governor Kathy Hochul has announced that within a few weeks the State of New York will release the results of their study on a new stadium for the Buffalo Bills and she specifically did not rule out the possibility of building a new stadium in downtown Buffalo; and

WHEREAS, both parties, the Buffalo Bills and the State of New York, acknowledge that construction of a new stadium within the City of Buffalo will be significantly more expensive because any available site will require a massive investment into new or enhanced infrastructure; and

WHEREAS, whether or not the Stadium remains in the Town of Orchard Park or is relocated to the City of Buffalo, taxpayers may be asked to spend more than \$1 billion on its construction.

NOW, THEREFORE, BE IT

RESOLVED, that this honorable body understands an expenditure of this magnitude will have an impact on the taxpayer and believes serious deliberation and public input are required before this body can render a final decision on a new lease or stadium construction agreement; and be it further

RESOLVED, that this honorable body hereby officially enacts the following timetable to ensure the process for approving any new stadium lease or construction agreement:

1. The Erie County Legislature shall deliberate, and not act on, the proposal(s) for a period no less than 90 days from the date they are officially clocked into the record.
2. The Erie County Legislature shall call three public hearings on the proposal(s) to be completed 10 days prior to any vote of the Legislature on the proposal(s). The public hearings shall be spread geographically throughout the County, with hearings held at Erie Community College's City, North and South campuses. These public hearings shall be held in the evening, no earlier than 6pm. The schedule for the public hearings shall be set by the Legislature within 30 days of receiving the proposal(s). Public notice for the public hearings shall be no less than 10 days.

and be it further

RESOLVED, that The Clerk of the Legislature shall post the proposal(s) to the Legislature's website and the Department of Information and Support Services is directed to establish an online comment form on the Erie County Legislature's website for the purpose of allowing the public to express an opinion on the proposal(s). The online comment period shall close on the date of the final public hearing and all comments received shall be formally presented to the Legislature by the Clerk of the Legislature 10 days prior to the Legislature taking any action on the proposal(s); and be it further

RESOLVED, that the Clerk of the Erie County Legislature is hereby directed to send certified copies of this resolution to the Erie County Executive, Erie County Comptroller, Director of Budget and Management, WNY State Delegation, and Governor Kathy Hochul.

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

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

AYES: MR. GREENE, CHAIR BASKIN, MS. CHIMERA, MR. GILMOUR, MR. HARDWICK, MR. JOHNSON, MR. MEYERS and MS. VINAL. NOES: MR. LORIGO, MR. MILLS, and MR. TODARO. (AYES: 8; NOES: 3)

CARRIED.

Delete the Second Resolve Clause in its Entirety and Replace with the following:



RESOLVED, that the Erie County Legislature hereby declares that before this Honorable Body acts to consider and vote on a proposed new stadium lease or construction agreement for the Buffalo Bills, that it will call and hold at least three public hearings in the community, to be held no earlier than 6 PM, and at three Erie Community College campus locations, in order to consider and hear comments from the public; and be it further

Add the Following Resolve Clause:

RESOLVED, that this Honorable Body declares that it will deliberate and not act on any new stadium lease or construction agreement for the Buffalo Bills for a period of thirty days from the date that any such lease or agreement is clocked into the Legislature; and be it further

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

MR. LORIGO moved to further amend the resolution. MR. MILLS seconded.

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

AYES: MR. GREENE, MR. LORIGO, MR. MILLS, and MR. TODARO. NOES: CHAIR BASKIN, MS. CHIMERA, MR. GILMOUR, MR. HARDWICK, MR. JOHNSON, MR. MEYERS and MS. VINAL. (AYES: 4; NOES: 7)

FAILED.

CHAIR BASKIN moved the previous question and 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.

### **SUSPENSION OF THE RULES**

Item 56 - MR. MEYERS moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

INTRO. 19-6 from VINAL & MILLS Re: Appropriation of Public Benefit Money for Veterans Homelessness Outreach

RESOLUTION NO. 186

**A RESOLUTION SUBMITTED BY  
LEGISLATORS VINAL AND MILLS**

WHEREAS, despite their honorable service to our country, there are many homeless veterans in the Buffalo area; and

WHEREAS, many of these veterans receive healthcare and other assistance from the US Department of Veterans Affairs' Medical Center in Buffalo, including clothing; and

WHEREAS, for whatever reason, the VA Medical Center does not have shoes/footwear to provide to homeless veterans who they are assisting; and

WHEREAS, grassroots efforts are underway involving local churches and places of worship to solicit donations of shoes/footwear for the homeless veterans receiving services and assistance at the VA Medical Center; and

WHEREAS, in the adopted 2021 Erie County Budget, the Legislature established an account called the Community Organization Relief Fund in the Community/Neighborhood Development Fund Center and appropriated \$300,000 into that account for the benefit of community organizations; and

WHEREAS, this Honorable Body seeks to allocate \$2,500 in funding from the Community Organization Relief Fund for the VA Medical Center to assist them in providing shoes/footwear for homeless veterans.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature recognizes and wishes to assist the men and women who honorably served in the United States Armed Forces and who are now homeless and receiving assistance at the US Department of Veterans Affairs Medical Center in Buffalo; and be it further

RESOLVED, that the Erie County Legislature appropriates \$2,500 from the Community Organization Relief Fund in the Community/Neighborhood Development Fund Center (Fund Center 1332010, Account 516320) to the US Department of Veterans Affairs Medical Center for the provision of shoes and footwear for homeless veterans; and be it further

RESOLVED, that certified copies of this resolution be transmitted to the Director of Budget and Management, the Commissioner of Environment and Planning, the Comptroller and to Keenan Broderick, social worker at the VA Medical Center.

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

CARRIED UNANIMOUSLY.

**COMMUNICATIONS FROM ELECTED OFFICIALS**

FROM CHAIR BASKIN

Item 57 – (COMM. 19E-1) 2021 Budget Documents for 2022 Budget Process

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 58 – (COMM. 19E-2) Appointment of Additional Member to Finance & Management/Budget Committee

Received, filed and printed.

October 11, 2021

Robert Graber, Clerk  
Erie County Legislature  
92 Franklin Street, Fourth Floor  
Buffalo, New York 1402

Re: 2022 Budget – Additional Member of Finance and Management/Budget Committee

Dear Mr. Graber:

Pursuant to Section 3.02 of the Rules of Order of the Erie County Legislature, I hereby appoint Legislator John Gilmour to serve as a member of the Legislature's Finance and Management/Budget Committee for the purposes of reviewing and acting upon the county executive's proposed 2022 Budget.

The Minority Caucus also has the option to designate an additional member of their Caucus to the Committee during the budget process and you may expect a similar letter from their Caucus to be forthcoming.

Thank you in advance for your assistance.

Sincerely,

April N.M. Baskin  
Chair, Erie County Legislature

FROM THE COUNTY EXECUTIVE

Item 59 – (COMM. 19E-3) Appointment to the EC Mental Hygiene Community Services Board

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM LEGISLATOR LORIGO

Item 60 – (COMM. 19E-4) Appointment of Additional Member to Finance & Management/Budget Committee

Received, filed and printed.

October 15, 2021

Robert Graber, Clerk  
Erie County Legislature  
92 Franklin Street – 4<sup>th</sup> Floor  
Buffalo, New York 14203

Dear Clerk Graber,

Section 3.02 of the Erie County Legislature’s Rules of Order provides that the Finance and Management/Budget Committee is to be comprised of seven members. Pursuant to Chair Baskin’s October 11<sup>th</sup> letter to you, the minority caucus is entitled to appoint another member to the committee.

Please accept Legislator Christopher Greene as the Minority Caucus’ appointment to the Finance Management and Budget Committee for the purpose of reviewing Erie County’s 2022 Budget.

I appreciate your attention in this matter.

Sincerely,

Joseph C. Lorigo  
Erie County Legislature Minority Leader  
District 10 Legislator

**FROM THE COMPTROLLER**

Item 61 – (COMM. 19E-5) Sales Tax Receipt for 08/2021

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM THE SHERIFF**

Item 62 – (COMM. 19E-6) Contract Approval for 207c Hearing Officer

Received and referred to the PUBLIC SAFETY COMMITTEE.

**FROM THE COMPTROLLER**

Item 63 – (COMM. 19E-7) Information Regarding 2022 Revenue Projections

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

FROM THE COUNTY EXECUTIVE

Item 64 – (COMM. 19E-8) ECSD No. 6 - Engineering Term Contract Agreement - AECOM-3

Item 65– (COMM. 19E-9) ECSD No. 6 - Engineering Term Contract Agreement - GP-1

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

Item 66 – (COMM. 19E-10) Contract w/Local Firm to Paint Murals at Service Link Stop

Item 67 – (COMM. 19E-11) Authorization of Data Extraction Related to EC Highways

Item 68 – (COMM. 19E-12) Fourth Amendment & Equipment Modification of SUNY Erie Lease Agreement

Item 69 – (COMM. 19E-13) Establishing a Capital Project - SUNY Erie North Campus Vision

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

Item 70 – (COMM. 19E-14) Purchase of 2021 Tax Lien Certificates

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 71 – (COMM. 19E-15) Authorization to Accept TANF Funds to Enhance Non-Residential Services to Domestic Violence Victims

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

Item 72 – (COMM. 19E-16) Memo Regarding Non-Law Enforcement Response to Mental Health Calls

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE COUNTY CLERK

Item 73 – (COMM. 19E-17) EC Auto Bureau Adjustments to Change Making Fund

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE DISTRICT ATTORNEY

Item 74 – (COMM. 19E-18) Personnel Adjustment - District Attorney's Office

Received and referred to the PUBLIC SAFETY COMMITTEE.

**COMMUNICATIONS FROM THE DEPARTMENTS**

**FROM THE DIRECTOR OF BUDGET & MANAGEMENT**

Item 75– (COMM. 19D-1) Budget Monitoring Report for Period Ending 08/2021

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM THE COMMISSIONER OF SOCIAL SERVICES**

Item 76 – (COMM. 19D-2) Child Protective Caseloads for 09/2021

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

**FROM THE COMPTROLLER'S OFFICE**

Item 77 – (COMM. 19D-3) Report on Revenue from Town & Village Courts for EC Programs

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM THE DEPARTMENT OF LAW**

Item 78 – (COMM. 19D-4) Transmittal of New Claims Against EC

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

**FROM THE DIRECTOR OF BUDGET & MANAGEMENT**

Item 79 – (COMM. 19D-5) CARES Act Consumption Report

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM THE DEPARTMENT OF LAW**

Item 80 – (COMM. 19D-6) Local Emergency Order Extensions

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

**COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES**

FROM THE EC AUDIT COMMITTEE

Item 81 – (COMM. 19M-1) Annual Report for 2020

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE BUFFALO TEACHERS FEDERATION

Item 82 – (COMM. 19M-2) Letter to Local Leadership Regarding Wages & Benefits of Non-Profit Organizations

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE NFTA

Item 83 – (COMM. 19M-3) Cash Flow Statement for 4/1/2021 - 9/30/2021 & Projected Cash Flow for 10/1/2021 - 9/30/2022

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE UB CIVIL RIGHTS & TRANSPARENCY CLINIC

Item 84 – (COMM. 19M-4) Letter in Support of the Jail Management Transparency & Accountability Act, LL 1-1 (2020)

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM DANISE WILSON

Item 85 – (COMM. 19M-5) Response to Letter Concerning EC Reapportionment Advisory Committee Scheduling & Deadlines

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE ECCSAB

Item 86 – (COMM. 19M-6) Recommendation of Medically Assisted Treatment Program in EC Jails

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE MINORITY APPOINTEES OF THE EC REAPPORTIONMENT ADVISORY COMMITTEE

Item 87 – (COMM. 19M-7) Letter to Chair of EC Reapportionment Advisory Committee Concerning Scheduling

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM COMMISSIONER MOHR

Item 88 – (COMM. 19M-8) Letter to Chair of EC Reapportionment Advisory Committee Concerning Scheduling & Deadlines

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM JOANNE MAGAVERN

Item 89 – (COMM. 19M-9) Letter in Opposition to Proposed Outer Harbor Project

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

**ANNOUNCEMENTS**

Item 90 – Chair Baskin announced that committee meetings will be held on Thursday, October 28, 2021. Chair Baskin further announced that the schedule for committees to be held on Thursday, October 28, 2021 will be distributed.

**MEMORIAL RESOLUTIONS**

Item 91 – Legislator Hardwick requested that when the Legislature adjourns, it do so in memory of Barbara J. Young and John and Carol Drew.

Item 92 – Legislator Greene requested that when the Legislature adjourns, it do so in memory of Clarence “Casey” Cassell.

**ADJOURNMENT**

Item 93 - 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, November 4, 2021 at 12:00 p.m. Eastern Standard Time. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

CHAIR BASKIN declared the Legislature adjourned until Thursday, November 4, 2021 at 12:00 p.m. Eastern Standard Time.

**ROBERT M. GRABER**



**CLERK OF THE LEGISLATURE**