

**ERIE COUNTY LEGISLATURE
MEETING NO. 7
SPECIAL MEETING
MARCH 26, 2020**

The Legislature was called to order by Chair Baskin.

All members present.

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

The Pledge of Allegiance was led by Mr. Meyers.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE COMPTROLLER

Item 1 – MR. MEYERS presented the following resolution and moved for immediate consideration. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RE: 2020 Revenue Anticipation Note
Resolution
(COMM. 7E-1, 2020)

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

CARRIED UNANIMOUSLY.

Insert the Following:

RESOLUTION NO. 78 -2020

RESOLUTION DELEGATING TO THE COUNTY COMPTROLLER THE POWERS TO AUTHORIZE THE ISSUANCE OF \$125,000,000 REVENUE ANTICIPATION NOTES OF THE COUNTY OF ERIE, NEW YORK, OR SO MUCH THEREOF AS MAY BE NECESSARY, IN ANTICIPATION OF THE RECEIPT OF CERTAIN REVENUES FOR THE FISCAL YEAR ENDING DECEMBER 31, 2020, AND TO PRESCRIBE THE TERMS, FORM AND CONTENTS, AND PROVIDE FOR THE SALE AND CREDIT ENHANCEMENT OF SUCH NOTES.

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

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called “Law”), the power to authorize the issuance of Revenue Anticipation Notes (herein called “Notes”) of the County of Erie, in the State of New York (the “County” and “State”, respectively), in the aggregate principal amount of not to exceed \$125,000,000, and any notes in renewal thereof, is hereby delegated to the County Comptroller, as chief fiscal officer of the County.

Section 2. The Notes shall be issued in anticipation of the collection or receipt of revenues due to the County in the 2020 fiscal year from (i) State Social Services aid, (ii) Social Services aid from the United States government; (iii) State Health and Mental Health Services aid; and (iv) the collection or receipt of revenues due and payable to the County in the 2020 fiscal year from sales and compensating use taxes; the proceeds of such Notes shall be used only for the purposes of paying the current expenses of the County for said fiscal year payable from the revenues in anticipation of which they are issued.

Section 3. The Notes shall contain the recital of validity prescribed by Section 52.00 of the Law and shall be general obligations of the County, and the faith and credit of the County shall be pledged to the punctual payment of the principal of and interest on the Notes and, unless the Notes are otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget of the County and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 4. Subject to the provisions of this resolution and the Law, and pursuant to Sections 125.00, 56.00, 60.00, and 168.00 of the Law, inclusive, the powers to prescribe the terms, form and contents, and all other powers or duties pertaining or incidental to the sale and issuance of the Notes authorized pursuant hereto, or any renewals thereof, including the power to determine the respective amounts of Notes to be issued in anticipation of said respective revenues specified in Section 2 hereof, and the power to enter into agreements for credit enhancement for the Notes, are hereby delegated to the Comptroller, as chief fiscal officer of the County.

Section 5. This resolution shall take effect immediately.

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

MS. VINAL moved to table the resolution. No second.

FAILED.

CHAIR BASKIN moved the previous question and directed that a roll-call vote be taken.

AYES: MR. LORIGO, MR. MILLS, MR. RATH, MR. TODARO, CHAIR BASKIN, MS. CHIMERA, MR. GILMOUR, MR. HARDWICK, MR. JOHNSON, and MR. MEYERS. NOES: MS. VINAL. (AYES: 10; NOES: 1)

CARRIED. (10-1)

FROM CHAIR BASKIN

Item 2 – (COMM. 7E-2) Letter to Clerk of Legislature Calling Special Meeting

Received, filed and printed.

March 23, 2020

Robert M. Graber, Clerk
Erie County Legislature
92 Franklin St., 4th Floor
Buffalo, New York 14202

Dear Mr. Graber:

Please be advised that there is a pressing matter before the Erie County Legislature that needs immediate attention. Therefore, there is a need to call a Special Meeting of the Legislature.

Accordingly, pursuant to Rule 2.02 of the Rules of Order of the Erie County Legislature, you are hereby directed to call a SPECIAL MEETING of the Erie County Legislature to be held on THURSDAY, MARCH 26, 2020 at 10:30 am in the Chambers of the Legislature, 4th Floor of Old County Hall, 92 Franklin Street, Buffalo, New York.

The purpose of the Special Meeting will be the consideration of a request to approve the 2020 Revenue Anticipation Note. The items on the agenda of the Special Meeting will include the Revenue Anticipation Note Resolution, my letter to you directing the calling of the Special Meeting; and your Memo as Clerk of the Legislature to Members of the Legislature calling the Special Meeting.

Thank you for your prompt attention to this matter.

Sincerely,

April N.M. Baskin
Chair, Erie County Legislature

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE CLERK OF LEGISLATURE

Item 3 – (COMM. 7D-1) Special Meeting Notice

Received, filed and printed.

March 23, 2020

TO: ALL MEMBERS OF THE ERIE COUNTY LEGISLATURE

FROM: ROBERT M. GRABER, CLERK

SUBJECT: SPECIAL MEETING NOTICE FOR 2020 REVENUE ANTICIPATION NOTE

PLEASE TAKE NOTICE that pursuant to Rule 2.02 of the RULES OF ORDER OF THE ERIE COUNTY LEGISLATURE, and under the direction of Chair April Baskin, there will be a SPECIAL MEETING of the Erie County Legislature on Thursday, March 26, 2020 at 10:30 am in the Chambers of the Legislature, 4th Floor of Old County Hall, 92 Franklin Street, Buffalo, New York.

The special meeting will act on the County's 2020 Revenue Anticipation Note.

The items on the agenda of the Special Meeting will include and not be limited to the 2020 Revenue Anticipation Note resolution (the placeholder, which will be amended with the resolution from the Comptroller's Office); Chair Baskin's letter to me directing the calling of the Special Meeting; and my Memo as Clerk of the Legislature to Members of the Legislature calling the Special Meeting. The items are attached.

Thank you.

ANNOUNCEMENTS

Item 4 – Chair Baskin announced that the next session will be held on Thursday, April 2, 2020 at 11:00 a.m. Eastern Standard Time.

MEMORIAL RESOLUTIONS

Item 5 – Legislator Rath requested that when the Legislature adjourns, it do so in memory of Carol Ann Greiner.

Item 6 – Legislator Hardwick requested that when the Legislature adjourns, it do so in memory of Joan Kohler, Clyde Schultz and Violet Stoberl.

ADJOURNMENT

Item 7 - 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, April 2, 2020 at 11:00 a.m. Eastern Standard Time. MR. RATH seconded.

CARRIED UNANIMOUSLY.

CHAIR BASKIN declared the Legislature adjourned until Thursday, April 2, 2020 at 11:00 a.m. Eastern Standard Time.

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