

**ERIE COUNTY LEGISLATURE**  
**MEETING NO. 7**  
**APRIL 7, 2022**

The Legislature was called to order by Chair Baskin.

All members present, except Ms. Chimera.

An Invocation was held, led by Mr. Todaro, who offered a prayer.

The Pledge of Allegiance was led by Mr. Mills.

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 6 from 2022. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

Item 4 – No Public Hearings.

**MISCELLANEOUS RESOLUTIONS**

Item 5 – CHAIR BASKIN presented a proclamation Remembering Jerry Louis Livingston.

Item 6 – MS. VINAL presented a proclamation Remembering James L. Magavern.

Item 7 – MR. MILLS presented a proclamation Honoring Dr. Ashleigh Maciejewski for Her Service to Our Community.

Item 8 – MR. LORIGO presented a proclamation Honoring and Recognizing the Aurora Town Public Library During National Library Week.

Item 9 – MR. TODARO presented a proclamation Honoring the Natalie Barnhard Center for Spinal Cord Injury Rehabilitation and Recovery.

Item 10 – CHAIR BASKIN presented a proclamation Honoring and Celebrating Black Maternal Health Week 2022.

Item 11 – MR. MILLS presented a proclamation Honoring Andrew Mulvihill and Jacob Grassmick Upon the Occasion of the Grand Opening of Blizzard Bait and Tackle LLC.

Item 12 – MS. CHIMERA presented a proclamation Recognizing Brent Banker.

Item 13 – MR. GILMOUR presented a proclamation Acknowledging and Recognizing Butera's.

Item 14 – MR. GILMOUR presented a proclamation Honoring and Recognizing Chris Kania.

Item 15 – CHAIR BASKIN, MR. MEYERS, MR. LORIGO, MR. JOHNSON, MS. CHIMERA, MR. BARGNESI, MS. VINAL, MR. GREENE, MR. GILMOUR, MR. TODARO & MR. MILLS presented a proclamation Honoring David J. Swarts Upon the Occasion of His Retirement from the Buffalo and Erie County Botanical Gardens.

Item 16 – MR. TODARO presented a proclamation Honoring Early Bird Bakery and Cafe for Creating Ukraine Cookie Cutouts for Save the Children Organization.

Item 17 – MR. TODARO presented a proclamation Honoring Elite Dance Company for Promoting the Love of Dance.

Item 18 – MR. LORIGO presented a proclamation Honoring and Recognizing the Elma Public Library During National Library Week.

Item 19 – MR. LORIGO presented a proclamation Welcoming Farmer's Daughters' Diner to Marilla.

Item 20 – MR. GILMOUR presented a proclamation Congratulating the Hamburg High School Cheerleading Team.

Item 21 – MR. JOHNSON presented a proclamation Remembering Mrs. Indiana Hunt Martin.

Item 22 – MR. MILLS presented a proclamation Honoring Jacob Daniel Seifert Upon the Occasion of Earning the Rank of Eagle Scout.

Item 23 – MR. MILLS presented a proclamation Honoring Jennifer Waterman Upon the Occasion of Opening the Waterman Family Gift Shop.

Item 24 – MR. GREENE presented a proclamation Recognizing and Honoring John Pulli for 60 Years of Service with Clarence Fire Company.

Item 25 – MR. GILMOUR presented a proclamation Honoring and Recognizing Joseph Gramaglia.

Item 26 – MR. GILMOUR presented a proclamation Acknowledging and Recognizing J.P. Fitzgerald's Pub and Restaurant.

Item 27 – MR. TODARO presented a proclamation Honoring Maria Muscarella on National Hair Stylist Appreciation Day.

Item 28 – MR. LORIGO presented a proclamation Honoring and Recognizing Marilla Free Library During National Library Week.

Item 29 – MR. GREENE presented a proclamation Recognizing Michael Hardy for His Philanthropy and Commitment to Young People Through the Establishment of the Angel Fund.

Item 30 – MR. GILMOUR presented a proclamation Recognizing Michael Petro.

Item 31 – MR. GREENE presented a proclamation Celebrating Parallel Employment Group's Grand Opening in the Town of Amherst.

Item 32 – MR. GILMOUR presented a proclamation Remembering Tom Eaton.

Item 33 – MR. GREENE presented a proclamation Recognizing and Honoring Victor Miller for 50 Years of Service with the Clarence Fire Company.

Item 34 – MR. JOHNSON presented a proclamation Remembering Viola Hill.

Item 35 – MR. LORIGO presented a proclamation Honoring the West Falls Community Library During National Library Week.

Item 36 – MR. LORIGO presented a proclamation Honoring and Recognizing the West Seneca Public Library During National Library Week.

Item 37 – MR. GILMOUR presented a proclamation Congratulating and Honoring Zach Nyhart.

MR. MEYERS moved for consideration of the above thirty-three items. MR. LORIGO 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) 2022 be on the tabled and referred to the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

**COMMITTEE REPORTS**

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 49

March 31, 2022	PUBLIC SAFETY COMMITTEE REPORT NO. 4
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ALL MEMBERS PRESENT.  
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. COMM. 19E-6 (2021)  
SHERIFF

WHEREAS, the Erie County Sheriff’s Office requires the services of a qualified individual to perform 207c hearings; and

WHEREAS, 207c hearings are conducted to determine the causal relationship of an alleged work-related injury where benefits are requested and when there is conflicting medical evidence of the claimant’s ability to return to full or light duty; and

WHEREAS, Ms. Kathleen O’Hara, Esq. has been the agency’s representative and hearing office since 2016; and

WHEREAS, the agreement with Ms. O’Hara expires on December 31, 2021; and

WHEREAS, Ms. O’Hara is familiar with the Sheriff’s Office and the county policies and procedures and is the hearing officer of record for current incidents. A new agreement will provide needed continuity for the process as well as avoid having two hearing officers for 2022; and

WHEREAS, the terms of the new agreements are January 1, 2022, through December 31, 2023, with a per hearing rate not to exceed \$800.00; and

WHEREAS, the per hearing rate is the same as in 2016; and

WHEREAS, payment for this agreement will come from account 516020 and will not impact the 2022 budget.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does authorize the County Executive and the Sheriff to enter into a contract with Kathleen O'Hara, Esq., 348 Parker Avenue, Buffalo, New York 14216 for a hearing officer for 207c proceedings; and be it further

RESOLVED, that the terms of the contract commence on January 1, 2022, and conclude on December 3, 2023; and be it further

RESOLVED, both parties agree the contract can be terminated with a 10-day written notice; and be it further

RESOLVED, that Ms. Kathleen O'Hara, Esq. will receive no more than \$800.00 per hearing; and be it further

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

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

(5-0) Chair Baskin not present for vote.

2. COMM. 6E-8 (2022)  
SHERIFF

WHEREAS, the Sheriff's Office is experiencing a shift in incarcerated individual populations from the from the holding center to the correctional facility; and

WHEREAS, with a shift in the population, the Sheriff's Office needs additional staff to man posts, and provide proper security for the staff and the incarcerated; and

WHEREAS, the increased population requires more services and programs, so additional Correction Officers are need to for these purposes; and

WHEREAS, the Sheriff's Office will create five (5) Correction Officer, Job Group 11, positions for the correctional facility while deleting five (5) Deputy – Sheriff Officer positions; and

WHEREAS, the will be no net gain in number of employees; and

WHEREAS, the new Correction Officer positions will be funded with existing vacancies and this will not have a fiscal impact on the 2022 County Budget.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Legislature authorizes the Sheriff's Office and the Personnel Department to create five (5) Correction Officer, Job Group 11, positions; and be it further

RESOLVED, that Sheriff's Office and the Personnel Department are authorized to delete five (5) Deputy Sheriff – Officer positions; and be it further

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

(5-0) Chair Baskin not present for vote.

3. COMM. 6E-9 (2022)  
SHERIFF & COUNTY EXECUTIVE

WHEREAS, the Humane Alternatives to Long-Term Solitary Confinement Act (HALT) was signed into law and goes into effect on March 31, 2022; and

WHEREAS, in addition to establishing Residential Rehabilitation Units (one male RRU and one female RRU per facility), the Sheriff's Office shall provide out-of-cell trauma-informed therapeutic programming to promote personal development and what addresses the underlying causes of problematic behavior; and

WHEREAS, the Sheriff's Office and Peaceprints of Western New York (PPWNY) have partnered in the past to offer ground-breaking behavioral and educational programs for incarcerated individuals to reduce recidivism; and

WHEREAS, PPWNY has created a staff-led curriculum that can be implemented in a congregate or individual setting; and

WHEREAS, PPWNY has created the Hustle 2.0 curriculum which is a 348-page, softcover Hustle Guide with 12 evidence-based courses each packed with self-assessments, journal exercises, case studies, testimonials, and success stories; and

WHEREAS, PPWNY will employ and assign a qualified programming coordinator to work at both facilities; and

WHEREAS, the Sheriff's Office will fund year one of the program with Telephone Revenue Funds; and

WHEREAS, the cost of the program coordinator is \$39,000.00; and

WHEREAS, the Sheriff's Office and PPWNY will enter into an agreement which will end December 31, 2022, and will not exceed \$39,000.00 for a program coordinator, and

WHEREAS, the Erie County Sheriff's Office is still waiting for program guidance from the New York State of Corrections for implementing all aspects of the HALT Act; and

WHEREAS, Erie County and the Sheriff's Office must have programming in place by March 31, 2022; and

WHEREAS, the Sheriff and the County Executive agree the aforementioned position and agreement are necessary for the operation of the Erie County Holding Center and the Erie County Correctional Facility; and

WHEREAS, the expenditure for a HALT Act program coordinator complies with COMM. 6E-24, 2013, which states that Telephone Revenue “shall be dedicated to the general operation of the Holding Center and Correctional Facility”; and

WHEREAS, as of March 1, 2022, the Telephone Revenue account has a balance of \$600,000.00; and

WHEREAS, this resolution transfers \$39,000.00 from the Telephone Revenue account, and this resolution will not impact the 2022 County Budget; and

WHEREAS, this resolution has no fiscal impact on the 2022 County Budget.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Legislature authorizes the County Executive and the Erie County Sheriff’s Office to enter into an agreement with Peaceprints of Western New York, 660 Smith St, Buffalo, NY 14210 that will not exceed \$39,000.00 and will expire December 31, 2022; and be it further

RESOLVED, that the Erie County Legislature authorizes the Erie County Sheriff’s Office and the Division of Budget and Management to transfer \$39,000.00 in available Telephone Revenue funds to the appropriate Erie County Sheriff’s Office accounts:

ERIE COUNTY SHERIFF'S OFFICE

<u>REVENUE</u>		<u>DECREASE</u>
415622	Jail Telephone Revenue Funds	<u>\$39,000.00</u>
<u>APPROPRIATION</u>		<u>INCREASE</u>
516020	Professional Services	<u>\$39,000.00</u>
Total Revenue		<u>\$39,000.00</u>

and be it further

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

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

(6-0)

4. COMM. 6E-11 (2022)

COUNTY EXECUTIVE

WHEREAS, during the field investigation by the Consultant, Clark Patterson Lee, urgent issues and concerns regarding the existing hot water distribution, including water temperature regulation issues became apparent throughout the facility; and

WHEREAS, the Erie County Departments of Public (DPW) was unaware of the existing conditions prior to issuing the original contract, therefore not incorporated in the Request For Proposals previously advertised on April 21, 2021; and

WHEREAS, upon coordination with the design consultant and County personnel, it was noted the unforeseen conditions would affect the future performance of the hot water tanks to be replaced and therefore, it was deemed necessary by all parties to include the additional scope of work within the project at hand; and

WHEREAS, Clark Patterson Lee was the selected consultant through the County's Request for Proposal/ Qualifications process and has the design and engineering expertise to perform the additional services along with the original scope of work; and

WHEREAS, the County previously entered into an agreement with Clark Patterson Lee to provide engineering services for the ECHC per COMM. 13E-6 (2021); and

WHEREAS, the County Executive requests authorization to amend Clark Patterson Lee's 2021 Agreement to complete the design phase and increase the design contingency by \$7,000 from \$3,000 to \$10,000 for the project to account for the additional scope of work as well as any additional unforeseen conditions; and

WHEREAS, any unused contingency funds will be returned to the capital project.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to execute an Amendment Agreement with the firm of Clark Patterson Lee under EC DPW Contract No. 21-743-PW to increase the design contingency by \$7,000 from \$3,000 for a total amount not to exceed \$10,000; 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-6 (2021), Capital Project A.18026 – DPW (Buildings and Grounds) – Erie County Sheriff's Department - Misc. Renovations in Fund 410, Funds Center 122; and be it further

RESOLVED, that once the design and engineering is completed by Clark Patterson Lee, 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 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.

(6-0)

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

WHEREAS, Central Police Services continues to add upgrades and enhancements with all CHARMS and 9-1-1 technologies; and

WHEREAS, four companies, Stuart Allen Software, Globalquest Solutions, Inc., Bergmann Associates, & EM Systems, Inc., are uniquely experienced with this software development and skilled with this type of work and knowledge related to our systems; and

WHEREAS, Stuart Allen Software, Globalquest Solutions, Inc., Bergman Associates, and EM Systems, Inc., responded to RFP # 1907VF and their responses were accepted by an RFP review committee; and

WHEREAS, each vendor has agreed to honor their 2019 prices, terms, and conditions as previously established with RFP 1907VF; and

WHEREAS, Central Police Services has the funds available from the E911 Budget and capital project A.18028 & A.19011 to cover the cost of projects.

NOW, THEREFORE, BE IT

RESOLVED, that authorization is hereby provided for the Division of Purchase to issue purchase orders with Stuart Allen Software Development, 154 Parkledge Drive, Snyder, NY 14226, Globalquest Solutions, Inc., 8201 Main St, Suite 7, Williamsville, NY 14226, Bergman Associates, 280 East Broad St, Rochester, NY 14604, and EM Systems, 4043 Maple Road Suite 211, Amherst, New York 14226, not to exceed the amount of \$300,000.00 to provide the professional technical staff for these projects; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Executive, the Division of Budget and Management, the Office of the Comptroller, the Bureau of Purchasing, and the Department of Central Police Services, attention: Brian Speers.

(6-0)

6. COMM. 6E-23 (2022)  
COUNTY EXECUTIVE

WHEREAS, Erie County Central Police Services has the responsibility of maintaining the countywide 9-1-1 system; and

WHEREAS, for the safety of the citizens of Erie County, the 9-1-1 system must be protected against cybersecurity disruptions; and

WHEREAS, Sedara, LLC is familiar with the technical environment and has previously provided cybersecurity services to other 9-1-1 centers; and

WHEREAS, Sedara, LLC was selected by the RFP committee consisting of members of Central Police Services, Emergency Services, the Department of Information & Support Services and the FBI who reviewed the 12 vendors who replied to RFP 2021-0033VF for a Cybersecurity Assessment of the Erie County 9-1-1 system; and

WHEREAS, Central Police Services has the funds available from A.19011 (E-911 Services/Hardware Refresh).

NOW, THEREFORE, BE IT

RESOLVED, that Sedara, LLC will perform work to assess vulnerabilities to the county 9-1-1 system for cybersecurity and risk mitigation work; and be it further

RESOLVED, that authorization is hereby provided for the Division of Purchase to issue purchase orders with Sedara, LLC, 77 Goodell Street, Buffalo, NY 14203, not to exceed the amount of \$63,000.00 to provide the professional services and consulting for this project; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Executive, the Division of Budget and Management, the Office of the Comptroller, the Bureau of Purchasing, and the Department of Central Police Services, attention: Brian Speers.  
(6-0)

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

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 50

March 31, 2022	ECONOMIC DEVELOPMENT COMMITTEE REPORT NO. 6
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ALL MEMBERS PRESENT.  
CHAIR BASKN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following item is hereby received and filed:
  - a. COMM. 6M-4 (2022)  
BUFFALO TRANSIT RIDERS UNITED (BTRU): “Letter Concerning NFTA Bus Route Cuts, Bus Ride Invitation”  
(Chair’s Ruling)

2. COMM. 6E-12 (2022)  
COUNTY EXECUTIVE

WHEREAS, the existing vents and vent control system are only partially operational since they are well beyond their useful life, and adequate climate control in the various Houses cannot be achieved for plant life making the replacement with new environmental greenhouse controls similar to the recently completed Grow Houses essential for the operation of the Gardens; and

WHEREAS, the existing system will be replaced with a more efficient and reliable electronic equipment specific for application within greenhouse environment, in lieu of the out-of-date existing pneumatic system; and

WHEREAS, the County of Erie received bids for the Buffalo & Erie County Botanical Gardens 2020 Replacement of Vents and Vent Controls Systems project on Thursday, February 10, 2022; and

WHEREAS, the lowest responsible bidder for the Greenhouse Construction Work is Allstate General Contracting Inc. and Electrical Construction Work is Goodwin Electric Corporation; and

WHEREAS, the Department of Public Works and Foit Albert Associates are recommending award of the contract to the lowest responsible bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into a contract with the lowest responsible bidders for the Buffalo & Erie County Botanical Gardens 2020 Replacement of Vents and Vent Controls Systems project for an amount not to exceed as follows:

<u>Greenhouse Construction Work</u>		
Allstate General Contracting Inc.	Base Bid:	\$1,147,300
Total Award of Greenhouse Construction Contract:		\$1,147,300
<u>Electrical Construction Work</u>		
Goodwin Electric Corporation	Base Bid:	\$ 127,000
Total Award of Electrical Construction Contract:		\$ 127,000

and be it further

RESOLVED, that the sum of \$125,700 be allocated to a Construction Contingency Fund with authorization for the County Executive to approve change orders in an amount not to exceed the Contingency Fund; and be it further

RESOLVED, that change order reductions will result in these funds being returned to the Construction Contingency Fund; and be it further

RESOLVED, that the Comptroller’s Office be authorized to make payment for all the above from the approved capital budgets, Fund 410, Funds Center 122, as follows:

A.18002	2018 Rehabilitation of Buffalo & Erie County Botanical Gardens	\$202,158.89
A.19001	2019 Rehabilitation of Buffalo & Erie County Botanical Gardens	\$413,340.86
A.21109	2021 Rehabilitation of Buffalo & Erie County Botanical Gardens	\$499,300.00
A.21106	2021 Mechanical, Electrical, Plumbing and Misc. Improvements (Countywide)	\$285,200.25
For a Total Amount Not to Exceed		\$1,400,000.00

and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Commissioner's Office, and one copy each to the Office of the County Executive, the Division of Budget and Management, and the Office of the Comptroller, and one copy to Buffalo and Erie County Botanical Gardens c/o Dave Swarts.  
(6-0)

3. COMM. 6E-13 (2022)  
COUNTY EXECUTIVE

WHEREAS, the County has contracted with local towns in Erie County for many years to provide ice and snow control on County owned roads and facilities during the snow season; and

WHEREAS, the said agreements expire August 31, 2022; and

WHEREAS, the County of Erie negotiated and entered into three (3) year agreements with local municipalities for the control of snow and ice on County roads by towns and incorporated villages for snow seasons 2022-2025; and

WHEREAS, it would be in the best interests of Erie County to execute an agreement at a lane mile reimbursement rate increasing five percent (5%) the first year and four percent (4%) the second and third years, ending August 31, 2025, and representatives of the affected municipalities have agreed to terms with the County.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to sign and execute the new Snow and Ice Control Agreements, as modified and updated, at a lane mile reimbursement rate increasing five percent (5%) the first year and four percent (4%) the second and third years, to expire August 31, 2025, payable from the adopted Division of Highways, Operating Budget, Fund 210, Cost Center 1231010, G/L 520060 Town and Village Snow Contracts, as set forth below:

September 1, 2022 through August 31, 2023	\$4,693.86 per lane mile
September 1, 2023 through August 31, 2024	\$4,881.61 per lane mile
September 1, 2024 through August 31, 2025	\$5,076.88 per lane mile

and be it further

RESOLVED, that the County Executive is hereby authorized and directed on behalf of Erie County to execute agreements with participating municipalities; and be it further

RESOLVED, that the Clerk of this Legislature is hereby directed to transmit four (4) certified copies of the foregoing resolution to the Commissioner of Public Works, one (1) certified copy each to the Office of the County Executive, the Division of Budget and Management, the County Attorney, and the Office of the Comptroller.

(6-0)

4. COMM. 6E-20 (2022)  
COUNTY EXECUTIVE

WHEREAS, it is desired to initiate a project to rehabilitate New Road (CR-186); and

WHEREAS, Wendel WD Architecture, Engineering, Surveying & Landscape Architecture, P.C. (Wendel) was selected under the County’s selection process to provide design engineering services for the project; and

WHEREAS, the County of Erie desires to execute a contract with Wendel for design engineering services in an amount not to exceed \$400,000 for the Project.

NOW, THEREFORE, BE IT

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

RESOLVED, that the County Executive is hereby authorized to execute a contract with Wendel for design engineering services for the Project in an amount not to exceed \$400,000; and be it further

RESOLVED, that funding for this Project is hereby appropriated from Fund 420, Funds Center 123, as follows:

B.20006	2020 Preservation of Roads Design	\$349,500
B.21150.3.9.2	2021 ARP – COMM 13E-15 PAYGO	\$50,500
Total		\$400,000

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)

5. COMM. 6E-26 (2022)  
COUNTY EXECUTIVE

WHEREAS, our local small business economy has been adversely affected by the ongoing Covid-19 pandemic; and

WHEREAS, there was a record increase in on-line sales transactions during the earlier phases of the pandemic which has resulted in a significant amount of excess sales tax revenue; and

WHEREAS, \$10 million dollars of such sales tax revenue has been set aside to help area businesses with their recovery and continued growth; and

WHEREAS, Erie County seeks to reinvest the surplus sales tax revenue into our local business economy and offer grants of up to \$40,000 to improve the visual aesthetic, functionality, and pedestrian/customer interface of such business facades; and

WHEREAS, Erie County is desirous of engaging four architecture design firms to assist business owners with determining a scope of work; preparing architectural renderings and specifications for use in soliciting bids; conducting reviews of applicable permits; ensuring consistency with County Design Guidelines; reviewing and approving contractor pay applications; and inspecting/signing off on final work; and

WHEREAS, in compliance with Section 26.08 of the Erie County Administrative Code a consultant selection process was undertaken to evaluate responses to Request for Proposal #2021-047VF; and

WHEREAS, Erie County desires to work with Clinton Brown Company Architecture, P.C., La Bella Associates, P.C., Anowara Architecture, P.C., and Bammel Architects, P.C., to provide architectural design services for this engagement.

NOW, THEREFORE, BE IT

RESOLVED, that authorization is hereby provided for the County Executive to execute all agreements necessary to implement this project relative to the architecture services; and be it further

RESOLVED, that sufficient funding is available for this purpose in the Erie County 2022 Budget in Cost Center 1332010 and General Ledger 516340; and be it further

RESOLVED, that the County Executive be authorized to execute Contracts for Consultant services in an amount not to exceed \$1,100,000 with Clinton Brown Company Architecture, P.C., La Bella Associates, P.C., Anowara Architecture, P.C., Bammel Architects, P.C.; and be it further

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

RESOLVED, that certified copies of this resolution be sent to the County Executive's Office; the Comptroller's Office; the Director of the Division of Budget and Management; the County Attorney; and the Commissioner of the Department of Environment and Planning.  
(6-0)

6. COMM. 6E-27 (2022)  
COUNTY EXECUTIVE

WHEREAS, our local small business economy has been adversely affected by the ongoing Covid-19 pandemic; and

WHEREAS, there was a record increase in on-line sales transactions during the earlier phases of the pandemic which has resulted in a significant amount of excess sales tax revenue; and

WHEREAS, \$10 million dollars of such sales tax revenue has been set aside to help area businesses with their recovery and continued growth; and

WHEREAS, Erie County seeks to reinvest that surplus sales tax revenue into our local business economy and offer grants of up to \$40,000 to improve the visual aesthetic, functionality, and pedestrian/customer interface of such business facades; and

WHEREAS, Erie County is desirous of engaging a project administration firm to assist with application intake, processing and scoring of applications, contract execution/management between business owners and contractors, and payment processing; and

WHEREAS, in compliance with Section 26.08 of the Erie County Administrative Code a consultant selection process was undertaken to evaluate responses to Request for Proposal #2021-048VF; and

WHEREAS, Erie County desires to work with H. Sicherman and Company, LLC to provide project administration for this engagement.

NOW, THEREFORE, BE IT

RESOLVED, that authorization is hereby provided for the County Executive to execute all agreements necessary to implement this project relative to the administration services; and be it further

RESOLVED, that sufficient funding is available for this purpose in the Erie County 2022 Budget in Cost Center 1332010 and General Ledger 516340; and be it further

RESOLVED, that the County Executive be authorized to execute Contracts for Consultant services in an amount not to exceed \$500,000 with H. Sicherman and Company, LLC; and be it further

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

RESOLVED, that certified copies of this resolution be sent to the County Executive's Office; the Comptroller's Office; the Director of the Division of Budget and Management; the County Attorney; and the Commissioner of the Department of Environment and Planning.

(6-0)

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

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 51

March 31, 2022	HEALTH & HUMAN SERVICES COMMITTEE REPORT NO. 5
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ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 6D-4 (2022)  
COMMISSIONER OF HEALTH: "Nursing Home Report, February 2022"  
(Chair's Ruling)
  - b. COMM. 6D-5 (2022)  
COMMISSIONER OF SOCIAL SERVICES: "Child Protective Caseloads – Compliance Report"  
(Chair's Ruling)
  - c. COMM. 6M-1 (2022)  
BOARD OF HEALTH: "Meeting Minutes for Meeting Held on 10/19/21"  
(Chair's Ruling)

2. COMM. 6E-16 (2022)  
COUNTY EXECUTIVE

WHEREAS, the Health Foundation of Western and Central New York had previously awarded the Department of Senior Services a \$10,946 Age-Friendly Center for Excellence grant (163AFCE1921) for the period November 1, 2019 to November 1, 2021, to help facilitate the County's becoming an Age-Friendly Center of Excellence by covering travel and training costs of employees working on the initiative; and

WHEREAS, due to pandemic restrictions, only \$342.36 of the grant monies have been spent by the Department of Senior Services; and



WHEREAS, the grantor has now offered a no-cost grant extension through December 31, 2022 to complete activities delayed due to the COVID Pandemic; and

WHEREAS, the grant remains 100% funded by the grantor.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to extend the grant award and amend the contract with Health Foundation for Western & Central New York for an additional thirteen-month period ending December 31, 2022; 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 this grant; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the: County Executive; Office of the Comptroller; Director of the Division of Budget and Management; and the Department of Senior Services.  
(5-0)

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

WHEREAS, the Department of Social Services previously contracted with Diona (US), Inc. to develop a custom solution that integrates mobile and desktop components which will allow Child Protective Services (CPS) staff to develop, create, access, and update case files; and

WHEREAS, the software developed by Diona (US), Inc. has been deployed and Department of Social Services and Division of Information Support Services staff support the software on day-day issues; and

WHEREAS, the Department of Social Services entered into an agreement with Diona (US), Inc. to provide high-level support for the software; and

WHEREAS, the Department of Social Services and Division of Information and Support Services do not have the technical expertise to make significant changes to the software and rely on support from Diona (US), Inc. to make those changes; and

WHEREAS, because Diona (US), Inc. has developed the software and customized it for the Department of Social Services, it is the best vendor to provide ongoing support; and

WHEREAS, the Department of Social Services is very satisfied with the support which has been provided to it by Diona (US), Inc.; and

WHEREAS, the Department of Social Services has negotiated an agreement for Diona (US), Inc. to provide 280 hours of off-site support for \$40,000.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of Social Services and the County Executive are hereby authorized to enter into contract with Diona (US), Inc. to provide twelve months (280 hours) of off-site support in the amount of \$40,000; and be it further

RESOLVED, that the funding is available in budget line 516020, Professional Services, of the Department of Social Services (Funds Center 120); and be it further

RESOLVED, the County Administrative Code requirement in section 19.08 Request for Proposals (RFP) is hereby waived as Diona (US), Inc. is the sole source provider of this service; 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.

(5-0)

**LISA M. CHIMERA**  
**CHAIR**

Item 42 – MR. MEYERS presented the following report and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 52

March 31, 2022	ENERGY & ENVIRONMENT COMMITTEE REPORT NO. 4
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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. 6E-15 (2022)  
COUNTY EXECUTIVE: “ECSD Nos. 1 & 4 – Engineering Agreement, Change Order No. 2”  
(Chair’s Ruling)
  - b. COMM. 6M-2 (2022)  
NYSDEC: “Fact Sheet - Contamination at Brownfield Site on Ellicott St., Buffalo”  
(Chair’s Ruling)
  - c. COMM. 6M-3 (2022)

NYSDEC: “Fact Sheet - Contamination at Brownfield Site on Niagara St., Buffalo”  
(Chair’s Ruling)

d. COMM. 6M-5 (2022)

NYSDEC: “Fact Sheet - Contamination at Brownfield Site on Main St., Buffalo”  
(Chair’s Ruling)

e. COMM. 6M-6 (2022)

NYSDEC: “Fact Sheet - Contamination at Brownfield Site on Hertel Ave. & Foundry St., Buffalo”  
(Chair’s Ruling)

2. COMM. 1E-18 (2022)

COUNTY EXECUTIVE AS AMENDED

WHEREAS, the County of Erie issued a Request for Proposals to retain an engineering firm to perform professional services for the Rogers Road Pumping Station Rehabilitation / Elimination Evaluation in Erie County Sewer District (ECSD) No. 3; and

WHEREAS, a review committee evaluated the response to the Request for Proposals using a consistent scoring matrix; and

WHEREAS, the proposal review committee recommends GHD Consulting Services, Inc. complete the requested consulting services.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be, and hereby is, authorized to execute an agreement with GHD Consulting Services, Inc. (285 Delaware Avenue – Suite 500, Buffalo, New York 14202) for professional services associated with this project in an amount not to exceed \$82,700.00, 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 the engineering services will be funded from ECSD No. 3 Professional Services Account No. 516020; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send a certified copy of this resolution to the County Executive, the County Comptroller, the Director of Budget and Management, Richard Stanton, Assistant County Attorney, and Joseph Fiegl, P.E., Deputy Commissioner, Department of Environment & Planning.

(6-0)

3. COMM. 3E-20 (2022)

COUNTY EXECUTIVE AS AMENDED

WHEREAS, the Erie County Department of Environment and Planning has received the following lowest responsible bid for Contract No. 45 at 10:00 a.m. on February 23, 2022:

<u>Contract</u>	<u>Lowest Responsible Bidder</u>	<u>Amount</u>
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Contract No. 45	CMH Company, Inc. 12704 North Road Alden, NY 14004	\$502,000.00
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and

WHEREAS, the aforementioned lowest responsible bidder has successfully completed projects for the Division of Sewerage Management in the past; and

WHEREAS, the Division of Sewerage Management has determined this project is a New York State Environmental Quality Review (SEQR) Unlisted Action and after due consideration a Negative Declaration was issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

NOW, THEREFORE, BE IT

RESOLVED, that the North Seine Drive Sanitary Sewer Replacement Project, Erie County Sewer District No. 1, Contract No. 45 be awarded as follows:

<u>Contract</u>	<u>Lowest Responsible Bidder</u>	<u>Amount</u>
Contract No. 45	CMH Company, Inc. 12704 North Road Alden, NY 14004	\$502,000.00

and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute the Contract with the aforementioned lowest responsible bidder, subject to approval as to form by the County Attorney's office and approval as to content by the Commissioner of Environment and Planning; and be it further

RESOLVED, that the Director of Budget and Management and the County Comptroller are authorized to allocate up to \$502,000.00 in Capital Account No. C.21150 (American Rescue Plan funds) to fund Contract No. 45; 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 funding; and be it further

RESOLVED, that at the close of the project any unused funds be returned to the capital project and the budgets be adjusted accordingly; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send a certified copy of this resolution to the County Executive, the County Comptroller, the Director of Budget and Management, Richard Stanton, Assistant County Attorney, and Joseph Fiegl, P.E., Deputy Commissioner, Department of Environment and Planning.

(6-0)

4. COMM. 6E-19 (2022)  
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Parks, Recreation and Forestry (Parks) have identified various capital improvement projects at Ellicott Creek Park and Emery Park requiring professional design services; and

WHEREAS, the Erie County Department of Public Works (DPW) received professional Architectural/Engineering design qualifications and proposals for the Erie County Department of Parks and Recreation Various Shelter Reconstruction and Repair Term Agreement project on January 18, 2022; and

WHEREAS, a review of qualifications evaluated each firm, it was deemed via the County's consultant selection process that DiDonato and Associates has the necessary expertise, experience, and manpower to provide the required architectural and engineering services; and

WHEREAS, the qualifications and proposals were solicited by DPW in coordination with Parks as a term agreement with a total of four (4) shelters to be rehabilitated at Emery and Ellicott Creek Park as the initial lump sum; and

WHEREAS, to address the future locations determined collectively by the Consultant, Parks, and DPW, the fee for design services will be an agreed upon negotiated based on the scope of services required for future work, it has been determined that it was appropriate to award one term contract; and

WHEREAS, the County Executive is requesting authorization to enter into a three (3) year Term Agreement with DiDonato Associates Engineering and Architecture, PC for a lump sum basis for providing professional architectural/engineering services for the Erie County Department of Parks and Recreation Various Shelter Reconstruction and Repair Term Agreement project, with the possibility of two (2) one (1) year extensions at the discretion of Parks and DPW.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into one three (3) year Term Agreement with the firm of DiDonato Associates Engineering and Architecture, PC, with the possibility of two (2) one (1) year extensions, for providing professional engineering services on a lump sum basis for the Erie County Department of Parks and Recreation Various Shelter Reconstruction and Repair Term Agreement project for an amount not to exceed \$399,250, including architectural and design services, hazardous materials allowance, reimbursables, as well as design contingency; and be it further

RESOLVED, the initial design services as part of the term agreement includes a total of four (4) shelters at Emery and Ellicott Creek Parks for a combined amount not to exceed \$100,350 inclusive of base design fee, reimbursables, and design contingency, with future work to be determined in coordination with the Consultant, Parks, and DPW as a negotiated lump sum fee for the scope of work at hand as agreed upon by all parties; and be it further

RESOLVED, all future work will be drawn off the remaining balance associated with the term agreement and included herein; and be it further

RESOLVED, that such contract extensions are at the discretion of Parks and DPW as agreed upon by DiDonato Associates as the Consultant; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from the following Capital Project in the approved and adopted 2021 Capital Budget, Fund 410, Funds Center 122:

A.21116	WPA Era Rehabilitation	\$399,250
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and be it further

RESOLVED, that two certified copies each of this resolution be sent to the Department of Public Works, Commissioner's Office, and one copy each to the Office of the County Executive, the Division of Budget and Management, the Office of the Comptroller, and one copy to Parks, Recreation, and Forestry.

(6-0)

5. COMM. 6E-21 (2022)  
COUNTY EXECUTIVE

WHEREAS, The Erie County Department of Parks, Recreation & Forestry has contracted with an outside vendor for a number of years to operate the concession area at Elma Meadows Golf Course; and

WHEREAS, the concessionaire has provided food and refreshments for park patrons to enjoy throughout the golf season; and

WHEREAS, Grateful Grind Coffee, LLC of Hamburg, NY provided the only proposal for service, as well as a revenue fee for the County of Erie.

NOW, THEREFORE, BE IT

RESOLVED, The Erie County Executive is authorized to enter into an agreement with Grateful Grind Coffee, LLC for operation of the concession stand at Elma Meadows Golf Course; and be it further

RESOLVED, The Erie County Department of Parks, Recreation & Forestry will receive \$1,000.00 in revenue annually from Grateful Grind Coffee, LLC for the length of the contract; and be it further

RESOLVED, the certified copies of this Resolution be sent to the Erie County Executive, the Commissioner of Parks, Recreation & Forestry and the Erie County Department of Law.

(6-0)

TIMOTHY J. MEYERS  
CHAIR

Item 43 – MR. MEYERS presented the following report, moved to separate item Number 3, and approve the balance of the report. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 53

March 31, 2022	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 4
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ALL MEMBERS PRESENT.  
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBERS.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 5E-7 (2022)  
COMPTROLLER: “Managerial Confidential Employee Overtime Report - Fourth Quarter, 2021”  
(Chair’s Ruling)
  - b. COMM. 6E-25 (2022)  
COUNTY CLERK: “Stay in Your Home Campaign Mortgage Default Report for 8/23/21 to 2/23/2022”  
(Chair’s Ruling)
  - c. COMM. 6D-3 (2022)  
COMPTROLLER’S OFFICE: “Audit of Department of Social Services Operating Budget Revenues of the Home Energy Assistance Program, 1/1/20 through 6/30/21”  
(Chair’s Ruling)
2. COMM. 6E-18 (2022)  
COUNTY EXECUTIVE  
WHEREAS, several contracts were transitioned from the Department of Mental Health to the Department of Social Services effective January 1, 2022; and

WHEREAS, the contracts were listed in the Department of Social Services Contract listing in the 2022 Adopted Budget Book; and

WHEREAS, the amount of \$852,589 was omitted from the Department’s revenue and expense accounts; and

WHEREAS, the contracts totaling \$852,589 are 100% Federally funded; and

WHEREAS, The Department of Social Services would like to correct this technical error;  
and

NOW, THEREFORE, BE IT

RESOLVED, that the Department of Social Services can work with the Budget Office to correct this technical error; 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

ACCOUNT	DESCRIPTION	INCREASE/(DECREASE)
517171	FFFS Funded Services	\$852,589
411490	TANF FFS	\$852,589

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)

3. COMM. 6E-24 (2022)  
COUNTY EXECUTIVE

WHEREAS, Erie County is a municipal corporation and is bound by the New York State Taylor Law to negotiate terms and conditions of employment with duly-elected employee organizations; and

WHEREAS, Erie County Community College and Erie County Medical Center are similarly situated and required to negotiate terms and conditions of employment with duly-elected employee organizations; and

WHEREAS, the AFSCME Local 1095, Council 66, AFL-CIO (“AFSCME” or “Unit”) represents the “Blue Collar” employees who are employed at Erie County, Erie County Community College, Erie County Medical Center (collectively referred to as “Employer”); and

WHEREAS, the existing collective bargaining agreement between Employer and the Unit expired on December 31, 2021; and



WHEREAS, Employer and the Unit negotiated a collective bargaining agreement, covering the period between January 1, 2022 and December 31, 2026; and

WHEREAS, Unit membership recently ratified the agreement.

NOW, THEREFORE, BE IT

RESOLVED, the agreement between Employer and the Unit for the period January 1, 2022-December 31, 2026, is hereby approved; and be it further

RESOLVED, all terms and conditions of the successor agreement shall be implemented in full; and be it further

RESOLVED, that authorization is provided to appropriate up to \$2,700,000 in unassigned fund balance into the 2022 Erie County Budget to cover the 2022 costs of the successor agreement; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to make any and all required budgetary adjustments to properly fund the increased costs associated with the Unit agreement and the Commissioner of Personnel is authorized to make any necessary personnel adjustments to implement the terms of the agreement for County employees; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Executive, Erie County Comptroller, Division of Budget and Management, Department of Labor Relations, Department of Personnel, Erie County Community College (Office of the President), Erie County Medical Center (Department of Labor Relations), and the Erie County Fiscal Stability Authority.

(6-0)

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

MR. MEYERS moved to approve item Number 3. MR. LORIGO seconded.

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

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

CARRIED UNANIMOUSLY.

**LEGISLATOR RESOLUTIONS**

Item 44 – CHAIR BASKIN directed that the following resolution be referred to the HEALTH & HUMAN SERVICES COMMITTEE.

GRANTED.

INTRO. 7-1 from LORIGO, GREENE, TODARO & MILLS. Support for the Donor Conceived Person Protection Act.

Item 45 – CHAIR BASKIN directed that the following resolution be referred to the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

INTRO. 7-2 from TODARO, LORIGO, GREENE & MILLS. Support for EC's Cigar Retailers & Lounges.

Item 46 – MR. MEYERS presented the following resolution and moved for immediate consideration. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 54

RE: Support for Statewide  
Suspension of New York's Gas  
Tax  
(INTRO. 7-3)

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

WHEREAS, according to AAA, as of March 22<sup>nd</sup>, the average cost of a gallon of regular grade gasoline was \$4.36 in New York State. The current rate is in contrast to the January 2021 average of \$2.26, the January 2020 average of \$2.22 and the pre-pandemic January 2019 average of \$2.24; and

WHEREAS, in Erie County, it is our poor and middle-class residents who feel the most financial pain from the swiftly rising costs of gasoline; and

WHEREAS, in New York, the cost of gasoline at the pump includes federal, state, and local taxes. In total, the taxes and fees on a gallon of gas include a Federal Excise Tax, the NYS Petroleum Business Tax, the NYS Spill Tax, the NYS Petroleum Testing Fee, a NYS Excise Tax, a NYS Sales tax and Erie County Sales Tax. According to the Erie County Comptroller's Gas Tax Calculator, at \$4.362 cents per gallon, the average cost per gallon of regular fuel in New York State creates \$0.78 per gallon in taxes; and

WHEREAS, in total, New York State collects nearly \$2.8 billion a year in revenue from the collection of the state gas taxes. These taxes are intended to provide funding for infrastructure maintenance and repairs. Despite the importance of infrastructure expenditures, New York State will see an influx in federal infrastructure money in 2022 so it is also an ideal time to pass relief on to our residents; and

WHEREAS, with ineffective public transit and a sprawling metro area, fuel costs are a significant expense in the everyday life of residents in Erie County. Heightened levels of inflation over the past year have already eaten away at the relative purchasing power of county residents and the excessive and swift hikes in the price of gasoline have made that even worse; and

WHEREAS, members of the New York State Senate leadership have proposed a suspension of the collection of some of the gas taxes that, if approved, would be in effect from May 1 through December 31, 2022; and

WHEREAS, the Senate proposal would suspend the collection of nearly 16 cents per gallon in sales and motor fuel taxes, or roughly one-third of all taxes collected for each gallon of gasoline; and

WHEREAS, the New York State Assembly Speaker, Carl Heastie, has indicated a willingness to hold discussions on the proposal and Governor Hochul has also hinted at her interest in the topic; and

WHEREAS, Maryland and Georgia have already enacted similar temporary gas tax caps for their states, with Maryland drivers saving \$0.36 cents per gallon of regular gas and Georgia residents saving \$0.29 cents per gallon of regular grade gasoline; and

WHEREAS, Erie County residents would benefit from a decrease in the amount of taxes imposed on daily life.

NOW, THEREFORE, BE IT

RESOLVED, that this honorable body hereby urges the Governor of New York and the entire New York State Legislature to act on behalf of Erie County residents to provide immediate relief from oppressive fuel prices; and be it further

RESOLVED, this body further supports a temporary suspension in the collection of New York State's gas tax and urges the entire New York State Senate, the New York State Assembly and Governor Hochul to join in that support by including it in the coming New York State Budget; and be it further

RESOLVED, that this honorable body hereby urges the Governor and Legislature to go further and permanently suspend all New York State Gas Taxes whenever pre-tax gas prices exceed \$3.50 per gallon; and be it further

RESOLVED, that certified copies of this resolution be sent to Governor Kathy Hochul's Office, the Western New York Delegation for the New York State Senate and New York State Assembly, and any other party deemed necessary and proper.

MR. MEYERS moved to amend the resolution by including Et Al sponsorship. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

Item 47 – MR. MEYERS presented the following resolution and moved for immediate consideration. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RE: Appointment of Commissioner  
of the NFTA  
(INTRO. 7-4)

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

WHEREAS, New York State Public Authorities Law, Section 1299-c, provides that among the ten members of the Niagara Frontier Transportation Authority (“NFTA”) Board of Commissioners, one member shall be appointed by the Governor upon the recommendation of the Erie County Legislature, subject to State Senate confirmation; and

WHEREAS, the term of the current Commissioner recommended by the Erie County Legislature, appointed by the Governor and confirmed by the State Senate expired in June 2016; and

WHEREAS, Treneeka Cusack Fields has expressed a desire to be the Legislature’s recommendation to the Governor, offering solid credentials and a deep commitment to our region, as well as energy and enthusiasm for the appointment; and

WHEREAS, as an attorney, Ms. Fields possesses an exceptional understanding of complex matters, enabling her to excel as a member of the governing board of the NFTA; and

WHEREAS, Ms. Fields recognizes that our public transportation system is a critical asset for workforce development and improving the lives of our residents through allowing them to access jobs, education, and cultural and other quality-of-life activities and she is committed to working to help improve the public’s access to public transit, as well as NFTA accountability.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature respectfully requests the Governor to appoint Treneeka Cusack Fields (18 Greenboro Court, Amherst, NY 14051), as a member of the Niagara Frontier Transportation Authority Board of Commissioners representing the Erie County Legislature; and be it further

RESOLVED, that certified copies of this resolution shall be transmitted to the Governor Andrew Cuomo; the Majority Leader of the New York State Senate, the local delegation of the New York State Senate, the Chair and Secretary of the NFTA Board of Commissioners.

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

CARRIED UNANIMOUSLY.

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

WHEREAS, New York State Public Authorities Law, Section 1299-c, provides that among the ten members of the Niagara Frontier Transportation Authority (“NFTA”) Board of Commissioners, one member shall be appointed by the Governor upon the recommendation of the Erie County Legislature, subject to State Senate confirmation; and

WHEREAS, the term of the current Commissioner recommended by the Erie County Legislature, appointed by the Governor and confirmed by the State Senate expired in June 2016; and

WHEREAS, Treneeka Cusack Fields has expressed a desire to be the Legislature’s recommendation to the Governor, offering solid credentials and a deep commitment to our region, as well as energy and enthusiasm for the appointment; and

WHEREAS, as an attorney, Ms. Fields possesses an exceptional understanding of complex matters, enabling her to excel as a member of the governing board of the NFTA; and

WHEREAS, Ms. Fields recognizes that our public transportation system is a critical asset for workforce development and improving the lives of our residents through allowing them to access jobs, education, and cultural and other quality-of-life activities and she is committed to working to help improve the public’s access to public transit, as well as NFTA accountability.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature respectfully requests the Governor to appoint Treneeka Cusack Fields (18 Greenboro Court, Amherst, NY 14051), as a member of the Niagara Frontier Transportation Authority Board of Commissioners representing the Erie County Legislature; and be it further

RESOLVED, that certified copies of this resolution shall be transmitted to the Governor of New York; the Majority Leader of the New York State Senate, the local delegation of the New York State Senate, the Chair and Secretary of the NFTA Board of Commissioners.

CHAIR BASKIN directed that the resolution as amended be referred to the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 48 – MR. MEYERS presented the following resolution and moved for immediate

consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 55

RE: Establishing a County Disparity  
Study & Cost Analysis  
Committee  
(INTRO. 7-5)

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

WHEREAS, on December 16, 2021, the Erie County Legislature passed Local Law 1 (2021) (LL 1-2021), the Erie County Minority and Women Business Enterprise Equality and Modernization Act of 2021; and

WHEREAS, the Local Law requests a disparity study be carried out within one hundred eighty (180) days of the passage of the Local Law to determine the benchmarks for the percentage increase of county contracts held by MWBEs to achieve the purpose and goals set out in the approval of LL 1-2021; and

WHEREAS, a disparity study is an analysis of Minority Business Enterprises (MBEs), Women Business Enterprises (WBEs), and/or Minority Women Business Enterprises (MWBEs) for the purpose of determining their participation in a municipality's contracts, evidenced by the total percentage of contracts held by MWBEs, to determine what inequities, if any, exist; and

WHEREAS, the NYS' Empire State Development has conducted and published disparity studies in 2010 and 2016 which have provided evidentiary support that significant statistical disparities exist with respect to awarding prime contracts and subcontracts to MWBE-owned firms statewide; and

WHEREAS, Erie County has not yet conducted an official disparity study; and

WHEREAS, the completion of such study to help better structure services that alleviate poverty is required to oblige compliance with LL 1-2021, however, the cost of the disparity study must be determined before Erie County can commit to hiring a professional to complete said study; and

WHEREAS, the County Executive's Office and the office of Equal Employment Opportunity have conducted research and estimate the cost of a county-wide disparity study at upwards of \$1 million; and

WHEREAS, it is the goal of this Honorable Body to help Erie County small businesses and the many local contractors and entrepreneurs who provide services to the community, achievable by ensuring these businesses have equal access and opportunity to contract with the County.

NOW, THEREFORE, BE IT

RESOLVED, that this Honorable Body shall empanel a committee consisting of representatives from local research organizations whose focus is demographic research in the area of disparity, for the purposes of assessing the cost of a disparity study; and be it further

RESOLVED, that such committee shall meet no less than three (3) times to accumulate research data, materials, and to assess what is needed to carry out the study and how much said study should cost; and be it further

RESOLVED, that the members that embody this committee shall be recommended by the Chair of the Legislature and the Chair of the MWBE Committee of the Erie County Legislature for consideration; and be it further

RESOLVED, interested parties shall submit letters of interest for serving on the committee by April 30, 2022 and shall direct their letter to the Clerk of the Legislature; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive, Commissioner of Public Advocacy of Erie County, the Chair of the MWBE Utilization Board for Erie County, the Chair of the Buffalo & Erie County MWBE Joint Certification Board, and the Director of the Office of Equal Employment Opportunity.

**COMMUNICATIONS DISCHARGED FROM COMMITTEE**

Item 49 – MR. MEYERS moved to discharge the HEALTH & HUMAN SERVICES COMMITTEE of further consideration of COMM. 6E-22 (2022). MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 56

RE: Health Department - Personnel  
Modification  
(COMM. 6E-22, 2022)

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

CARRIED UNANIMOUSLY.

Delete the Item in its Entirety and Replace with the Following:

WHEREAS, New York State requires County Health Departments to complete Community Health Improvement Plan activities to receive reimbursement; and

WHEREAS, one actionable item in our Community Health Improvement Plan is to reduce the prevalence of tooth decay in children; and

WHEREAS, to fulfill this requirement, the Erie County Department of Health (ECDOH) employs a Dental Hygienist to provide a 2nd-Grade Dental Education Program for all Erie County, Public, Charter, and Private schools; and

WHEREAS, the Dental Hygienist also conducts our Public Health Detailing campaign to promote the integration of the oral health preventive practice of applying fluoride varnish into pediatric practices; and

WHEREAS, the incumbent Dental Hygienist left employment with ECDOH since last August, and the Department has attempted to fill this position since then; and

WHEREAS, ECDOH has been unsuccessful with recruiting a candidate for its vacant Dental Hygienist position; the starting pay for Erie County for a Dental Hygienist is \$34,701, and, according to salary.com, the median pay for the position in Buffalo, New York, is \$73,976; and

WHEREAS, ECDOH has identified a well-qualified candidate willing to accept the position if it was able to offer a variable minimum level of Job Group 5, Step 5.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the establishment of a variable minimum, Job Group 5, Step 5 (annualized 2022 salary \$42,309) hiring level for the position of Dental Hygienist; and be it further

RESOLVED, that the Division of Budget and Management is hereby authorized to adjust the Adopted 2022 Budget of the Department of Health as necessary; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the County Executive, the Director of the Division of Budget and Management, the Office of the Comptroller, the County Attorney's Office, and Dr. Gale Burstein, the Commissioner of Health.

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

CARRIED UNANIMOUSLY.

**SUSPENSION OF THE RULES**

None.

**COMMUNICATIONS FROM ELECTED OFFICIALS**

**FROM THE COMPTROLLER**



Item 50 – (COMM. 7E-1) Letter to Chair of Legislature Concerning the 4th Quarter 2021 Managerial Confidential Overtime Report

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE SHERIFF

Item 51 – (COMM. 7E-2) EC Correctional Facility Personnel Adjustments

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM CHAIR BASKIN

Item 52 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. JOHNSON seconded. CHAIR BASKIN abstained

CARRIED. (9-0-1)

RESOLUTION NO. 57

RE: Lease Agreement for Legislative Office  
Space - 4 Month  
(COMM. 7E-3)

RESOLVED, the Erie County Executive is hereby authorized to sign a 4-Month Lease Agreement with Richard C. Cummings for Legislative office space for April N.M. Baskin, located at 790 East Delavan Ave., Buffalo, NY 14215 for a monthly rate of \$1,000.

Item 53 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. JOHNSON seconded. CHAIR BASKIN abstained

CARRIED. (9-0-1)

RESOLUTION NO. 58

RE: Lease Agreement for Legislative Office  
Space - 4 Month  
(COMM. 7E-4)

RESOLVED, the Erie County Executive is hereby authorized to sign a 20-Month Lease Agreement with Tri-Main Development L.P. for Legislative office space for April N.M. Baskin, located at Tri-Main Center, 2495 Main St., Suite 450, Buffalo, NY 14214 for a monthly rate of \$1,360.

FROM THE COUNTY EXECUTIVE

Item 54 – (COMM. 7E-5) Appointment to the ECMCC

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM CHAIR BASKIN

Item 55 – (COMM. 7E-6) Letter Regarding Interviews for Position of Commissioner of the ECWA

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM LEGISLATOR MEYERS

Item 56 – (COMM. 7E-7) Letter Concerning Public Meeting for Interviews for Position of Commissioner of the ECWA

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE COMPTROLLER

Item 57 – (COMM. 7E-8) Dept. of Law Risk Retention Fund Spending - 01/2022

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM LEGISLATOR TODARO

Item 58 – (COMM. 7E-9) Letters Concerning Impact of State Initiatives on Local Businesses

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COMPTROLLER

Item 59 – (COMM. 7E-10) Sales Tax Receipt for 12/2021 - 02/2022

Item 60 – (COMM. 7E-11) State Authorization for Private Sale of Bonds/Notes by Negotiated Agreement

The above two items were received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE SHERIFF

Item 61 – (COMM. 7E-12) Transfer of Seized Funds for MAT Program Lockers

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 62 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 59

RE: Contract w/Visually Impaired  
Advancement Isolation & Recovery  
Services - Dept. of Health  
(COMM. 7E-13)

WHEREAS, hospitals should discharge patients with a safe plan for continued care after leaving; occasionally, individuals who are not appropriate for admission must stay at the hospital because there is no suitable place to discharge them; and

WHEREAS, many individuals experiencing homelessness or housing instability go to the hospital for COVID-19 treatment, and their condition does not warrant admission to the hospital; and

WHEREAS, Visually Impaired Advancement (VIA) would be willing to manage the process for providing shelter for individuals who have tested positive for COVID-19 and do not otherwise have a safe place to shelter but do not qualify for homeless placement through the Department of Social Services; and

WHEREAS, VIA will work with the hospital discharge planners to place individuals in hotel rooms to isolate and recover, maintain relationships with hotels and pay accounts, and deliver food and supplies to the room; and

WHEREAS, VIA provides a similar service for the Department of Social Services, After Hours Homeless Placement, and is the only organization locally with this type of experience.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Legislature hereby authorizes the County Executive to enter into a six (6) month agreement with VIA for isolation and recovery services; and be it further

RESOLVED, that the Division of Budget and Management is hereby authorized to make any necessary budgetary adjustments to facilitate this agreement; and be it further

RESOLVED, the resolution seeks authorization to waive Section 19.08 of the Erie County Administrative Code; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the County Executive, the Director of the Division of Budget and Management, the Office of the Comptroller, and Dr. Gale Burstein, the Commissioner of Health.

Item 63 – (COMM. 7E-14) Agreement w/Environmental Consulting Firm for New Buffalo Bills Stadium SEQR

Item 64 – (COMM. 7E-15) Bills, NYS & EC MOU Regarding Construction of New Stadium

Item 65 – (COMM. 7E-16) Contract for Capital Improvements at H.E.A.L. International

Item 66 – (COMM. 7E-17) PILOT Agreement - West Side Homes Project, Buffalo

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

Item 67 – (COMM. 7E-18) Contract for Community Engagement Services Pilot Project - Dept. of Probation

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 68 – (COMM. 7E-19) Indigent Legal Services Grant - Child Welfare Quality Improvement & Caseload Reduction

Item 69 – (COMM. 7E-20) Office of Children & Family Services Grant - Title IV-E Legal Representation

Item 70 – (COMM. 7E-21) Indigent Legal Services Grant Amendment - Second Upstate Quality Improvement & Caseload Reduction

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

Item 71 – (COMM. 7E-22) 2020 Corrective Action Plan Implementation Project on Aurora St., Lancaster

Item 72 – (COMM. 7E-23) IMA - Wehrle Dr. Pedestrian Accommodations Project, Clarence

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

Item 73 – (COMM. 7E-24) WNY Stormwater Coalition - Rain Barrel/Compost Bin Subsidy Project

Item 74 – (COMM. 7E-25) ECSD No. 3 - Engineer Term Contract Agreement

Item 75 – (COMM. 7E-26) Community Climate Action Plan Editing Services Agreement

Item 76 – (COMM. 7E-27) Extension of Household Hazardous Waste & Conditionally Exempt Small Quantity Generator Contracts

Item 77 – (COMM. 7E-28) Contract for Planting Native Trees - Buffalo River Area of Concern, Buffalo

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

Item 78 – (COMM. 7E-29) Fee for Service - Hearing Officer - Dept. of Health

Item 79 – (COMM. 7E-30) Healthy Neighborhoods Grant Amendment - Dept. of Health

Item 80 – (COMM. 7E-31) Public Health Laboratory Personnel Adjustment - Dept. of Health

Item 81 – (COMM. 7E-32) Authorization to Contract for Father Engagement Services - Dept. of Social Services

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

FROM THE SHERIFF

Item 82 – (COMM. 7E-33) Contract for Chief Medical Officer

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM CHAIR BASKIN

Item 83 – MR. MEYERS presented the following communication and moved for immediate consideration. MS. VINAL seconded.

CARRIED UNANIMOUSLY.

CHAIR BASKIN called for nominations for the position of Commissioner of the Erie County Water Authority.

MR. MEYERS presented a petition nominating JEROME D. SCHAD for re-appointment as Commissioner of the Erie County Water Authority.

We, the undersigned, representing the Majority Caucus members of the Erie County Legislature, do hereby nominate JEROME D. SCHAD, 199 Meadowview Lane, Williamsville, NY 14221, for re-appointment as Commissioner of the Erie County Water Authority, to fill a three-year term commencing April 28, 2022 and expiring April 27, 2025.

Howard J. Johnson, Jr. – 1<sup>st</sup> District

April N.M. Baskin – 2<sup>nd</sup> District

John A. Bargnesi, Jr. – 4<sup>th</sup> District

Jeanne M. Vinal – 5<sup>th</sup> District

Timothy J. Meyers – 7<sup>th</sup> District

John J. Gilmour – 9<sup>th</sup> District

CHAIR BASKIN asked if there were any other nominations for the position of Commissioner of the Erie County Water Authority.

MR. MEYERS moved to close nominations. MS. VINAL seconded.

CARRIED UNANIMOUSLY.

MR. MEYERS moved to amend the communication by including the above nominating petition, and a letter from Chair Baskin making the appointment of MR. SCHAD. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

April 7, 2022

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

Re: Appointment of Commissioner of the Erie County Water Authority

Dear Clerk Graber:

Pursuant to Section 5.01 of the Erie County Legislature Rules of Order, I have previously requested that notice be provided to the public, legislators, media and interested candidates for the position of Commissioner of the Erie County Water Authority. You provided proper notice and interviews were conducted by the Legislature's Energy and Environment Committee on April 30 2020.

Therefore, I am prepared to appoint a candidate for Commissioner of the Erie County Water Authority as required by Section 1053 of the New York Public Authorities Law. I hereby appoint Jerome Schad, 199 Meadowview Lane, Williamsville, NY 14221 to fill a three (3) year term commencing April 28, 2022 and ending April 27, 2025.

I have attached a Nominating Petition from the Majority Caucus as required by Section 1053 of the New York Public Authorities Law.

Thank you in advance for your assistance.

Sincerely,

April Baskin, Chair of Erie County Legislature  
District 2 Legislator

MR. MEYERS moved to approve the re-appointment as amended. MS. VINAL seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 60

RE: Appointment of Commissioner  
of the ECWA  
(COMM. 7E-34)

RESOLVED, that the Erie County Legislature does hereby confirm the re-appointment of JEROME D. SCHAD, 199 Meadowview Lane, Williamsville, NY 14221, as Commissioner of the Erie County Water Authority for a three (3) year term commencing April 28, 2022 and expiring April 27, 2025.

FROM THE COUNTY EXECUTIVE

Item 84 – (COMM. 7E-35) Live Well Erie Grants - Dept. of Social Services

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

Item 85 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 61

RE: Design Services for Additional Office  
Space - Fourth Dept. Appellate Division  
(COMM. 7E-36)

WHEREAS, Honorable Gerald J. Whelan, Presiding Justice of the Fourth Department Appellate Division, along with the New York State Office of Court Administration (“OCA”), have requested that three additional local chambers be added to their current office space located 701 Seneca Street, Buffalo, New York; and

WHEREAS, the office space is used by Erie County’s resident justices of the Fourth Department; and

WHEREAS, pursuant to New York State Finance Law §54-j(1-a)(a), the County is entitled to one hundred percent (100%) reimbursement from New York State for the costs associated with providing facilities for the transaction of business by an appellate division; and

WHEREAS, the County established a lease agreement in 2016 (authorized by Comm. 25E-10 (2016)) with Seneca Larkin 701, LLC for office space for the Fourth Department Appellate Justices at 701 Seneca Street, City of Buffalo, which was extended until January 31, 2027 (authorized by Comm. 9E-2021 (2021)); and

WHEREAS, the County Executive is requesting authorization from the Legislature to enter into any necessary agreements with Seneca Larkin 701, LLC to commence schematics and architectural design of the three additional local chambers.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to enter into agreements with Seneca Larkin 701, LLC for the purposes of commencing schematic designs and related architectural professional services for the design of three additional local chambers for the Fourth Department Appellate Justices at 701 Seneca Street, City of Buffalo; and be it further

RESOLVED, that funding for this project is available in Fund 110, Fund Center 12220, Account 516020 for an amount not to exceed \$70,000.00; and be it further

RESOLVED, that the County is hereby authorized to accept reimbursement from the New York State Office of Court Administration for any expenses related to the project described herein per New York State Finance Law §54-j(1-a)(a); and be it further

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

FROM THE SHERIFF

Item 86 – (COMM. 7E-37) Personnel Adjustments - Sheriff's Office

Received and referred to the PUBLIC SAFETY COMMITTEE.

**COMMUNICATIONS FROM THE DEPARTMENTS**

FROM THE DEPARTMENT OF PROBATION

Item 87– (COMM. 7D-1) EC Conditional Release Commission Annual Report

Received and referred to the PUBLIC SAFETY COMMITTEE.

**COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES**

FROM JEROME D. SCHAD

Item 88 – (COMM. 7M-1) Letter of Interest Regarding Position of Commissioner of the ECWA

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE NYSDEC

Item 89 – (COMM. 7M-2) Invitation for Public Comment - Proposed Remedy for Lakeside Village Apartments, Town of Lancaster



Item 90 – (COMM. 7M-3) Invitation for Public Comment - Program Application for 1100 Niagara St., Buffalo

Item 91 – (COMM. 7M-4) Fact Sheet - Certification of Cleanup Requirements Achieved at Brownfield Site - Superfund Site, Jamison Rd., Elma

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

FROM THE NYSAC

Item 92 – (COMM. 7M-5) Resolution Supporting Maintaining the 60-Hour Work Week for Farm Workers

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE NFTA

Item 93 – (COMM. 7M-6) Meeting Minutes from Meeting Held on 3/24/2022

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM ECMCC

Item 94 – (COMM. 7M-7) ECMCC's 2021 Annual Report

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM THE BUSINESS MANAGER,  
INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS

Item 95 – (COMM. 7M-8) Letter of Support for New Buffalo Bills Stadium

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE PRESIDENT,  
INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS

Item 96 – (COMM. 7M-9) Letter of Support for New Buffalo Bills Stadium

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE ASSISTANT BUSINESS MANAGER,  
INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS

Item 97 – (COMM. 7M-10) Letter of Support for New Buffalo Bills Stadium

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

**FROM THE BUSINESS MANAGER,**  
**INTERNATIONAL UNION OF OPERATING ENGINEERS**

Item 98 – (COMM. 7M-11) Letter of Support for New Buffalo Bills Stadium

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

**FROM THE NYSDEC**

Item 99 – (COMM. 7M-12) Report on Deer Hunting by 12 & 13-Year-Old Hunters

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

**FROM SENATOR RATH**

Item 100 – (COMM. 7M-13) Letter to County Executive Regarding NYSDEC Report on Youth Hunting

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

**ANNOUNCEMENTS**

Item 101– Chair Baskin announced the public hearing scheduled for this evening, April 7, 2022, concerns the Forest Lawn Group and Legislative consent to take land for Cemetery Purposes in the County through mergers. Also, Chair Baskin announced that the Legislature will conduct committee meetings on Thursday, April 21, 2022, and the schedule will be distributed. The next scheduled session of the Legislature is Thursday, April 28, 2022, Chair Baskin also stated. Finally, Chair Baskin announced that the County Executive’s State of the County address is scheduled for today, April 7, 2022.

**MEMORIAL RESOLUTIONS**

Item 102 – Legislator Todaro requested that when the Legislature adjourns, it do so in memory of Paul L. Henry.

Item 103 – Legislator Bargnesi requested that when the Legislature adjourns, it do so in memory of Camille D. Beers.

Item 104 – Legislator Lorigo requested that when the Legislature adjourns, it do so in memory of Mary Lou McCoy.

Item 105 – Legislator Greene requested that when the Legislature adjourns, it do so in memory of Craig Costanzo.

**ADJOURNMENT**

Item 106 – 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 28, 2022 at 12:00 Noon Eastern Standard Time. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

CHAIR BASKIN declared the Legislature adjourned until Thursday, April 28, 2022 at 12:00 Noon Eastern Standard Time.

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