

**ERIE COUNTY LEGISLATURE**  
**MEETING NO. 12**  
**JUNE 20, 2024**

The Legislature was called to order by Chair Baskin.

All members present.

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

The Pledge of Allegiance was led by Mr. Greene.

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 11 from 2024. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

Item 4 – No Public Hearings.

**MISCELLANEOUS RESOLUTIONS**

Item 5 – Miscellaneous Resolutions were offered, as follows:

BASKIN                      Honoring Yvonne Boyles Evans - Celebrating 50 Years of Consecutive Service to Alpha Kappa Alpha Sorority, Inc.

MEYERS,  
JOHNSON,  
KOOSHOIAN,  
BARGNESI, & GILMOUR                      Recognizing Men's Mental Health Awareness Month

GREENE                      Recognizing and Honoring Martin Helowicz for Establishing Clarence Citizens for Veterans

MILLS                      Congratulating Adam and Bridget Kern on the Grand Opening of My Buffalo Shirt

MILLS                      Congratulating Amy Grossman, Recipient of the Jane Skrzypek Educator of the Year Award

MILLS                      Recognizing Coach Casey LeFevre 2024 All-Bee Girls Lacrosse Coach of the Year

- LORIGO                    Recognizing Ploetz Dairy Farm During National Dairy Month
- LORIGO                    Recognizing Blueberry Treehouse Farm on National Blueberry Day
- LORIGO                    Proclaiming June 23-June 29, 2024 as National Camping Week
- LORIGO                    Celebrating Gardenville Blooms on “Family Owned and Operated Businesses Day”
- LORIGO                    Recognizing June 2024 as Alzheimer’s Awareness Month
- LORIGO                    Recognizing the Rusty Nickel Brewing Company of West Seneca for Nine Years of Operation
- LORIGO                    Recognizing Made in America Store on “National Made in the USA” Day
- GREENE                    Recognizing Greg’s U-Pick Farm on National Pick Blueberries Day
- GREENE                    Recognizing Richard Linde for 50 Years of Service with the Swormville Fire Department
- GREENE                    Honoring Marvin’s Bar and Grill on National Dive Bar Day
- TODARO                    Honoring John A. Betz as Legionnaire of the Year
- TODARO                    Honoring the St. Mary’s Girls Softball Team for Winning the Monsignor Martin Athletic Association Championship
- TODARO                    Honoring Jacqueline Bull for Being Named a 2024 Elementary Principal of the Year
- MILLS                      Celebrating W&J Awald Farms on National Pick Blueberries Day
- LORIGO                    Celebrating the 50th Annual West Seneca Community Days
- GREENE                    Honoring The Filler on National Dive Bar Day
- BARGNESI  
& KOOSHOIAN            Honoring St. Joe's High School Baseball - 2024 Georgetown Cup Champions
- GILMOUR                    Recognizing Jack Tebeau - New York State Federation Golf Champion
- LEGISLATURE            Honoring and Recognizing Dr. Marie A. Cannon

MR. MEYERS moved for consideration of the above twenty-five items. MR. MILLS seconded.

CARRIED UNANIMOUSLY.

MR. MEYERS moved to amend the above twenty-five items by including Et Al Sponsorship. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

MR. MEYERS moved for approval of the above twenty-five items as amended. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

**LOCAL LAWS**

Item 6 – CHAIR BASKIN directed that Local Law No. 2 (Print #1) 2024 remain on the table and in the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

Item 7 – CHAIR BASKIN directed that Local Law No. 3 (Print #1) 2024 remain on the table and in the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

Item 8 – MR. MEYERS moved to take Local Law No. 4 (Print #1) 2024 from the table. MR. JOHNSON seconded.

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

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

CARRIED.

COUNTY OF ERIE

LOCAL LAW INTRO. NO. 4-1-2024

LOCAL LAW NO. \_\_\_\_-2024

A Local Law amending Local Law 1-1959, constituting the Erie County Charter, as amended, in relation to the repeal and replacement of Section 2516 for the purpose of authorizing the Erie County Legislature, when required by the state, to extend the County's current imposition of the state authorized 1% and 0.75% sales and compensating use tax by majority vote.

BE IT ENACTED BY THE ERIE COUNTY LEGISLATURE AS FOLLOWS:

Section 1. LEGISLATIVE INTENT

The intent of this legislation is to authorize the Erie County Legislature, when required by the state, to extend the County's current imposition of the state authorized 1% and 0.75% sales and compensating use tax upon the affirmative vote of a majority of the whole number of the membership of the County Legislature without the necessity of a referendum.

Section 2. REQUIRING MAJORITY VOTE FOR SALES TAX EXTENSION

Erie County Local Law number one of nineteen hundred fifty-nine, as amended, constituting the Erie County Charter, is hereby amended as follows:

Article 25, Section 2516 of the Erie County Charter is hereby repealed in its entirety and replaced with a new Section 2516 to read as follows:

Section 2516. Imposing and increasing County taxes, fees and charges. No new form of county tax shall be imposed, and no other fee or charge of the County shall be established or increased except by a resolution approved by: (a) the affirmative vote of two thirds of the whole number of the membership of the County Legislature, or, (b) the affirmative vote of a majority of the whole number of the membership of the County Legislature submitting a proposition for such imposition, establishment or increase to a mandatory referendum to be held pursuant to article three of New York State County law or article three of New York State Municipal Home Rule law as applicable. Notwithstanding the provisions above or any other provision of local legislation, so long as local action is required by the state to extend the County's 1% and 0.75% sales and use tax authorized by New York State Tax law Article 29 Section 1210, such action shall be taken upon the affirmative vote of a majority of the whole number of the membership of the County Legislature without the necessity of a referendum.

Section 3. EFFECTIVE DATE

This Local Law shall take effect after receiving an affirmative vote of a majority of the qualified electors of the County of Erie in a manner consistent with the provisions of New York State Municipal Home Rule Law Section 3 and upon its subsequent filing with the New York Secretary of State.

Section 4. SEVERABILITY

If any clause, sentence, paragraph, subdivision, section or part of this Local Law or the application thereof, to any person, individual, corporation, firm, partnership, entity or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional such order of judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this Local Law or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such judgment

or order shall be rendered.

Sponsor: Timothy Meyers

MR. MEYERS moved to approve Local Law Intro. No 4 (Print #1) 2024. MR. JOHNSON seconded.

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

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

CARRIED.

Item 9 – CHAIR BASKIN directed that Local Law No. 5 (Print #1) 2024 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

**COMMITTEE REPORTS**

Item 10 – MR. JOHNSON presented the following report and moved to separate Item No. 3 from the report and approve the balance.

CARRIED UNANIMOUSLY.

MS. LORIGO moved to approve Item No. 3. MR. TODARO seconded.

CHAIR BASKIN directed that a roll call vote be taken.

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

CARRIED.

RESOLUTION NO. 97

|               |  |
|---------------|--|
| June 13, 2024 | PUBLIC SAFETY COMMITTEE<br>REPORT NO. 11 |
|---------------|--|

ALL MEMBERS PRESENT.  
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following item is hereby received and filed:

a. COMM. 9E-21 (2024)  
SHERIFF: “Jail Management Division – Personnel Adjustment  
(Chair’s Ruling)

2. COMM. 11E-2 (2024)  
SHERIFF  
WHEREAS, the Division of Criminal Justice Services has awarded \$2,892,900.00 to the Erie County Sheriff’s Office; and

WHEREAS, authorization is required from the Erie County Legislature for the County Executive to enter into contract and accept \$2,892,900.00 in state resources to provide funds for equipment to protect the residents of Erie County and the State of New York; and

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

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to enter into contract with the New York State Division of Criminal Justice Services to accept grant funding in the amount of \$2,892,900.00 for the Erie County Sheriff’s Office; and be it further

RESOLVED, that authorization is hereby provided to the Division of Budget and Management to establish funding for FY24 in the Grant Fund 281 and budget those funds as follows:

Erie County Sheriff’s Office  
Law Enforcement Technology (LETECH) Grant  
May 13, 2024 to August 31, 2025

| <u>REVENUE</u>                   | <u>Increase</u>        |
|----------------------------------|------------------------|
| Account 414000 – Federal Revenue | \$ 2,892,900.00        |
| TOTAL REVENUE                    | <u>\$ 2,892,900.00</u> |

| <u>APPROPRIATIONS</u>                    | <u>Increase</u> |
|--|-----------------|
| Account 561410 Lab & Technical Equipment | \$ 2,892,900.00 |

and be it further

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

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

RESOLVED, that certified copies be forwarded to the County Executive’s Office, the County Attorney, the Division of Budget and Management, the Office of the Comptroller, and the

Office of the Sheriff.  
(6-0)

3. COMM. 11E-4 (2024)  
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Homeland Security & Emergency Services Protective Services Unit provides security screening; and

WHEREAS, the Erie County Department of Homeland Security & Emergency Services has determined there is a need to create two (2) Building Guard positions JG 6, B100 14312 and one (1) Building Guard-Shift Supervisor position JG 7 B100 14342; and

WHEREAS, it has been determined that JG 6 Building Guards and JG 7 Building Guard-Shift Supervisor (FT) positions will improve safety and efficiency of operations in a cost-effective manner; and

WHEREAS, the complexities and responsibilities within the Erie County Department of Homeland Security & Emergency Services Protective Services Unit has increased, justifying the need for the creation of the Building Guard and Building Guard-Shift Supervisor positions to better provide access control and safety of the county locations for which they are jointly responsible; and

WHEREAS, Erie County has received unbudgeted revenue for prior-year Gaming Facilities Aid owed to the State of New York and select municipalities which provides adequate funding to effectuate the addition of staff to Department of Homeland Security & Emergency Services Protective Services Unit.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the recognition of \$102,665 in unbudgeted revenue in the County-wide Budget Account – 402520 Gaming Facilities Aid (Fund 110, Funds Center 14010) and increase appropriations in the Department of Homeland Security & Emergency Services’ 2024 General Fund Budget (Fund 110, Funds Center 16700) as follows:

County-Wide Budget Accounts  
Fund 110, Funds Center 14010

| <u>ACCOUNT</u> | <u>REVENUE</u>        | <u>CHANGE</u>    |
|----------------|-----------------------|------------------|
| 402520         | Gaming Facilities Aid | <u>\$102,665</u> |
|                | TOTAL                 | <u>\$102,665</u> |

Department of Homeland Security & Emergency Services  
Fund 110, Funds Center 16700

| <u>ACCOUNT</u> | <u>APPROPRIATION</u> | <u>CHANGE</u>    |
|----------------|----------------------|------------------|
| 500000         | Full Time - Salaries | \$ 68,443        |
| 505000         | Fringe Benefits      | <u>\$ 34,222</u> |

TOTAL

\$102,665

and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the creation of (2) Building Guard (JG-6, Step 0, AFSME) B100 # 14312 and (1) Building Guard-Shift Supervisor (JG-7, Step 5, AFSME) B100 # 14342 effective July 1, 2024; and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the Erie County Executive's Office, Department of Personnel, Department of Homeland Security and Emergency Services, and Division of Budget and Management.

(4-2) Legislators Greene and Todaro vote in the negative.

4. COMM. 11E-5 (2024)  
COUNTY EXECUTIVE

WHEREAS, a grantmaking fund was created under Office of Children and Family Services (OCFS) for the purpose of providing annual awards to incentivize local programs to divert youth from detention and residential care; and

WHEREAS, these awards are designed to play a key role in transforming New York State's juvenile justice system; and

WHEREAS, the Erie County Department of Social Services – Youth Bureau has been awarded \$812,531 by the New York State Office of Children and Family Services (OCFS) as Supervision and Treatment Services for Juveniles Program (STSJP) funding to offer programming to at risk youth; and

WHEREAS, the Department of Social Services -Youth Bureau issued a Request for Proposal on February 18, 2022 (RFP #2022-017VF) and will issue a new RFP in the Spring of 2025 to interested parties as the department is on a 3 year cycle; and

WHEREAS, recommendations were approved by the New York State Office of Children and Family Services (OCFS) in the annual STSFP and STSJP Raise the Age plans; and

WHEREAS, there is no additional local share necessary for these awards, and there is no fiscal impact based on this resolution.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive and Deputy County Executive to accept \$812,531 in New York State Supervision and Treatment Services for Juveniles Program (STSJP) funds for community providers to provide services to at risk youth and amend the Department of Social Services Youth Bureau's 2024 General Fund Budget as follows:

Department of Social Services – Youth Bureau  
Fund 110, Funds Center 12530



| <u>ACCOUNT</u> | <u>REVENUE</u>    | <u>CHANGE</u>    |
|----------------|-------------------|------------------|
| 408065         | Youth-Supervision | <u>\$812,531</u> |
|                | TOTAL             | <u>\$812,531</u> |

| <u>ACCOUNT</u> | <u>APPROPRIATION</u>             | <u>CHANGE</u>    |
|----------------|----------------------------------|------------------|
| 517879         | Supervision & Treatment Services | <u>\$683,172</u> |
|                | TOTAL                            | <u>\$683,172</u> |

and be it further

RESOLVED, that the authorization is hereby given to the County Executive and Deputy County Executive to enter into contract with the community providers noted in RFP #2022-017VF to service at risk youth in Erie County at an amount not to exceed \$683,172 and \$129,359 to provide administrative services; 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 2024 Adopted Budget; and be it further

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

(6-0)

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

Item 11 – MR. JOHNSON presented the following report and moved for immediate consideration and approval. MR. MEYERS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 98

|               |  |
|---------------|--|
| June 13, 2024 | ECONOMIC DEVELOPMENT<br>COMMITTEE<br>REPORT NO. 11 |
|---------------|--|

ALL MEMBERS PRESENT.

CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. COMM. 11E-12 (2024)  
COUNTY EXECUTIVE

WHEREAS, Ellicott Park Townhomes consists of the acquisition and rehabilitation of two hundred eighteen (218) residential rental units at 10 Durham Court in the City of Buffalo, NY; and

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

WHEREAS, in order to make the Project economically feasible for Ellicott Park Townhomes Community Partners, LP to operate the housing project it is necessary to extend tax relief from the County of Erie and the City of Buffalo.

NOW, THEREFORE, BE IT

RESOLVED, that Erie County Legislature hereby authorizes the County Executive or Deputy County Executive to execute a Payment in Lieu of Taxes (PILOT) Agreement with Ellicott Park Townhomes Community Partners, LP and the City of Buffalo, and any other organizations necessary to conclude this PILOT Agreement; and be it further

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

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

**SCHEDULE A  
PILOT Payments**

| <b>YEAR</b> | <b>PILOT</b> | <b>CITY</b> | <b>COUNTY</b> |
|-------------|--------------|-------------|---------------|
| 1           | \$ 102,711   | \$ 77,033   | \$ 25,678     |
| 2           | \$ 105,792   | \$ 79,344   | \$ 26,448     |
| 3           | \$ 108,966   | \$ 81,725   | \$ 27,242     |
| 4           | \$ 112,235   | \$ 84,176   | \$ 28,059     |
| 5           | \$ 115,602   | \$ 86,702   | \$ 28,901     |
| 6           | \$ 119,070   | \$ 89,303   | \$ 29,768     |
| 7           | \$ 122,642   | \$ 91,982   | \$ 30,661     |
| 8           | \$ 126,322   | \$ 94,741   | \$ 31,580     |
| 9           | \$ 130,111   | \$ 97,583   | \$ 32,528     |
| 10          | \$ 134,015   | \$ 100,511  | \$ 33,504     |
| 11          | \$ 138,035   | \$ 103,526  | \$ 34,509     |
| 12          | \$ 142,176   | \$ 106,632  | \$ 35,544     |
| 13          | \$ 146,441   | \$ 109,831  | \$ 36,610     |
| 14          | \$ 150,835   | \$ 113,126  | \$ 37,709     |
| 15          | \$ 155,360   | \$ 116,520  | \$ 38,840     |

(6-0)

2. COMM.11E-13 (2024)  
COUNTY EXECUTIVE

WHEREAS, the County of Erie holds an ownership interest in a railroad right-of-way located in the Town of Cheektowaga and the Villages of Depew and Lancaster through a tax

forgiveness agreement with the Erie-Lackawanna Railroad, with said right-of-way being designated Line 1242; and

WHEREAS, the County of Erie holds an ownership interest in a railroad right-of-way located between the City of Buffalo and the Village of Gowanda through a tax forgiveness agreement with the Erie-Lackawanna Railroad, with said right-of-way being designated Line 1246; and

WHEREAS, the County has leased the aforementioned rail lines to the Erie County Industrial Development Agency (ECIDA) under a management agreement since 1985; and

WHEREAS, said management agreement has been renewed on a five-year basis and is due for renewal; and

WHEREAS, the County and the ECIDA desire to continue the operating relationship for Rail Lines 1242 and 1246 for an additional five-year term.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive or Deputy County Executive to enter into any necessary agreements and other documents with the Erie County Industrial Land Development Agency for purposes of extending the lease agreement and operation of Rail Lines 1242 and 1246 for a 5-year period; and be it further

RESOLVED, that the Clerk of the Legislature forward one certified copy of this Resolution to the Office of the County Executive, Office of the Comptroller, the Department of Law, the Division of Budget and Management, and the Department of Environment and Planning.  
(6-0)

3. COMM. 11E-14 (2024)  
COUNTY EXECUTIVE

WHEREAS, there has existed an unmet need for additional quality affordable housing in our region, only made worse in recent post-pandemic years; and

WHEREAS, with the end of the local COVID-19 State of Emergency, previously appropriated funding remained that was eligible for reallocation; and

WHEREAS, the County seeks to address the ongoing lack of affordable housing that has been exacerbated by the pandemic; and

WHEREAS, development of affordable housing is an enumerated eligible use within ARPA funding to respond to the negative economic impacts of the pandemic; and

WHEREAS, this Honorable Body approved the reappropriation of \$6,500,000 in American Rescue Plan Act funds (Comm. 16E-38 (2023)) to complete multi-family affordable housing projects; and

WHEREAS, the County of Erie issued an RFP with responses due by December 31, 2023, seeking development partners to assist with the above stated goals of increasing affordable housing in Erie County with the construction of new units for sale or rent to low- and moderate-income households whose incomes do not exceed 80% of the Area Median Income (AMI); 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 #2023-052VF; and

WHEREAS, Erie County is desirous of funding eleven (11) affordable housing development projects in various localities throughout Erie County.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive or Deputy County Executive to enter into contract with the below noted agencies to award \$500,000 in funding for each of the following eleven (11) multi-family affordable housing development projects:

| AGENCY                                 | PROJECT                        | LOCATION         | AWARD       |
|--|--------------------------------|------------------|-------------|
| Belmont Housing Resources for WNY Inc. | 875 Lafayette Avenue Project   | Buffalo          | \$500,000   |
| Belmont Housing Resources for WNY Inc. | Victoria Place Project         | Tonawanda (Town) | \$500,000   |
| BestSelf Properties Inc.               | Manhattan Village Project      | Buffalo          | \$500,000   |
| BestSelf Properties Inc.               | Chalmers Apartments Project    | Buffalo          | \$500,000   |
| Lackawanna Life Center Campus          | Lackawanna Life Center Project | Lackawanna       | \$500,000   |
| People Inc                             | Juniper Apartments             | Hamburg          | \$500,000   |
| Tonawanda Housing Authority            | Hillview Commons Project       | Tonawanda (City) | \$500,000   |
| Beacon Communities Services LLC        | Deaconess Apartments Project   | Buffalo          | \$500,000   |
| Urban Vantage LLC                      | 1762-1766 Main Street Project  | Buffalo          | \$500,000   |
| Legacy Landmark Developers LLC         | 273 Hickory Street Project     | Buffalo          | \$500,000   |
| PathStone Housing Action Corporation   | Harlem Villa Commons Project   | Cheektowaga      | \$500,000   |
| TOTAL                                  |                                |                  | \$5,500,000 |

and be it further

RESOLVED, that sufficient funding is available for this purpose in the American Rescue Plan Fund (Fund 253, Funds Center 16200) Account 516048 – Affordable Housing – Multi-Family; and be it further

RESOLVED, authorization is hereby given to the County Executive and Deputy County Executive to execute contract amendments to provide for no-cost extensions; and be it further

RESOLVED, that authorization is hereby given to the Director of the Division of Budget and Management to implement any budget adjustments as required to comply with American Rescue Plan funding; and be it further

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

(6-0)

4. COMM. 11E-15 (2024) AS AMENDED  
COUNTY EXECUTIVE

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 at 701 Seneca Street, Buffalo, New York; and

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

WHEREAS, the County then exercised the first option contained within the original lease agreement to extend the lease for an additional five-year term from February 1, 2022 to January 31, 2027, at a two percent increase in base rent per year (authorized by Comm. 9E-11 (2021)); and

WHEREAS, the Fourth Department Appellate Justices and Seneca Larkin 701, LLC would like to commence the construction of the requested three additional local chambers and have requested that the County enter into any necessary agreements with Seneca Larkin 701, LLC to commence the buildout; and

WHEREAS, upon completion of the construction, the Fourth Department Justices and Seneca Larkin 701, LLC have requested that the County amend the current lease agreement to include the additional three newly constructed chambers; and

WHEREAS, in order to have one consistent lease agreement, the parties have requested to discontinue the current five-year term at the end of the current term year (current term ends 1/31/2025) and commence a new five-year lease agreement from February 1, 2025 to January 31, 2030, at a two percent increase in base rent per year; 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 Executive is requesting authorization from the Legislature to enter into any necessary agreements with Seneca Larkin 701, LLC and OCA to construct three additional local chambers and to enter into an amended agreement with Seneca Larkin 701, LLC as the landlord to include the three newly constructed local chambers in addition to the current space and commence a new five-year term beginning on February 1, 2025 to January 31, 2030, along with three five-year options to renew.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive or Deputy County Executive to enter into any and all necessary agreements with Seneca Larkin 701, LLC and/or the New York State Office of Court Administration for the purposes of commencing the construction of three additional local chambers for the Fourth Department Appellate Justices at 701 Seneca Street, City of Buffalo, State of New York in an amount not to exceed \$1,602,812; and be it further

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

RESOLVED, that authorization is hereby given to amend the Division of Building and Grounds' 2024 Adopted Budget (Fund 110, Funds Center 12220) in order to accept 100% reimbursement for construction costs of by the New York State Office of Court Administration as follows:

2024 Adopted Budget  
Division of Buildings and Grounds  
Fund 110, Funds Center 12220

|                                 |                    |
|---------------------------------|--------------------|
| REVENUES                        | CHANGE             |
| 405170 State Aid Court Facility | <u>\$1,602,812</u> |
| TOTAL                           | <u>\$1,602,812</u> |
| <br>                            |                    |
| APPROPRIATIONS                  | CHANGE             |
| 545000 Rental Charges           | <u>\$1,602,812</u> |
| TOTAL                           | <u>\$1,602,812</u> |

and be it further

RESOLVED, that authorization is hereby given to the County Executive or Deputy County Executive to enter into an amended contract with Seneca Larkin 701, LLC as the landlord for the purposes of providing local chambers for the Fourth Department Appellate Justices at 701 Seneca Street, City of Buffalo for a five-year term from February 1, 2025 to January 31, 2030, along with three five-year options to renew upon legislative approval, in order to include the three newly constructed local chambers in addition to the current space; and be it further

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

RESOLVED, that authorization is hereby given to the Director of Budget and Management to make any necessary budgetary adjustments to appropriations and revenues in the 2024 Budget and future year budgets, to provide payment to Seneca Larkin 701, LLC and to receive reimbursement from New York State with said expense and revenue inuring in the Department of Public Works, Division of Buildings and Grounds; and be it further

RESOLVED, that authorization is hereby given for the Director of Budget and Management to make any technical adjustments necessary to effectuate this resolution and facilitate the completion of the project; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the County Executive’s Office, Comptroller’s Office, Division of Budget and Management and Department of Law.

(6-0)

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

Item 12 – MR. GILMOUR presented the following report and moved for immediate consideration and approval. MR. MEYERS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 99

|               |  |
|---------------|--|
| June 13, 2024 | HEALTH & HUMAN SERVICES<br>COMMITTEE<br>REPORT NO. 8 |
|---------------|--|

ALL MEMBERS PRESENT.

CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following item is hereby received and filed:
  - a. COMM. 11D-1 (2024)  
DIRECTOR OF OFFICE OF HEALTH EQUITY: “”Health Equity in Erie County” 2023 Annual Report”  
(Chair’s Ruling)
2. COMM. 11E-6 (2024)  
COUNTY EXECUTIVE

WHEREAS, the Department of Social Services is seeking approval to execute contracts with community providers for the 2024 summer Primetime program; and

WHEREAS, the availability of local share funding provided in the 2024 adopted budget enable this program implementation; and

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

WHEREAS, a Request for Proposal (RFP #2024-005VF) was distributed for this program and Youth Board panel recommendations were utilized to determine contract award amounts; and

WHEREAS, there is no additional local share necessary for these awards, and there is no fiscal impact based on this resolution.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive or Deputy County Executive to enter into 2024 Operation Primetime contracts totaling \$694,850 with the below noted community providers and amounts below:

| AGENCY   | AWARD    |
|--|----------|
| BUFFALO URBAN LEAGUE   | \$15,000 |
| THE RURAL OUTREACH CENTER  | \$15,000 |
| HOME BENEATH OUR FEET, INC.  | \$15,000 |
| G.I.R.L.S. SPORTS FOUNDATION, INC.   | \$10,000 |
| PEACE OF THE CITY  | \$15,000 |
| ERIE REGIONAL HOUSING DEVELOPMENT CORPORATION  | \$15,000 |
| UDCDA, INC.  | \$15,000 |
| WAVE BUFFALO INC   | \$9,000  |
| YWCA OF WESTERN NEW YORK, INC.   | \$15,000 |
| SENECA STREET COMMUNITY DEVELOPMENT CORPORATION  | \$15,000 |
| KIDS ESCAPING DRUGS  | \$5,000  |
| BESTSELF BEHAVIORAL HEALTH, INC.   | \$11,250 |
| BOYS & GIRLS CLUB OF EAST AURORA   | \$10,000 |
| BUFFALO ARTS AND TECHNOLOGY CENTER, INC.   | \$11,250 |
| BE-A-FRIEND PROGRAM, INC., BIG BROTHERS BIG SISTERS OF ERIE, NIAGARA AND THE SOUTHERN TIER | \$10,000 |
| BUFFALO VINEYARD   | \$11,250 |
| BOYS & GIRLS CLUB OF ORCHARD PARK, INC.  | \$10,000 |



|  |          |
|--|----------|
| SPRINGVILLE YOUTH INC.   | \$11,250 |
| WEST SIDE COMMUNITY SERVICES   | \$11,250 |
| COMPEER WEST, INC.   | \$11,250 |
| OLD FIRST WARD COMMUNITY ASSOCIATION, INC  | \$11,250 |
| RESEARCH FOUNDATION FOR SUNY / BUFFALO STATE   | \$11,250 |
| BOYS & GIRLS CLUB OF HOLLAND   | \$10,000 |
| WESTERN NEW YORK SCOUT COUNCIL, BSA  | \$11,250 |
| BAKER HALL, INC.   | \$11,250 |
| CORNELL COOPERATIVE EXTENSION OF ERIE COUNTY   | \$11,000 |
| WESTMINSTER ECONOMIC DEVELOPMENT INITIATIVE INC.<br>(WEDI)                                     | \$10,000 |
| BOYS & GIRLS CLUBS OF THE NORTH TOWNS  | \$11,250 |
| MT. OLIVE MBC, INC.  | \$10,000 |
| THE RESEARCH FOUNDATION FOR THE STATE UNIVERSITY<br>OF NEW YORK (THE CENTER FOR URBAN STUDIES) | \$11,250 |
| NORTHWEST BUFFALO COMMUNITY CENTER INC   | \$11,250 |
| RESOURCE COUNCIL OF WNY  | \$11,250 |
| CRADLE BEACH, INC.   | \$11,250 |
| JEWISH COMMUNITY CENTER OF GREATER BUFFALO   | \$11,250 |
| BOYS & GIRLS CLUB OF ELMA, MARILLA AND WALES   | \$11,250 |
| VALLEY COMMUNITY ASSOCIATION INC.  | \$11,250 |
| FIRST SHILOH YOUTH FOUNDATION  | \$11,250 |
| TRE & ASSOCIATES INC.  | \$11,250 |
| EVERY PERSON INFLUENCES CHILDREN, INC.   | \$11,250 |
| BUFFALO-AREA ENGINEERING AWARENESS FOR<br>MINORITIES   | \$11,250 |
| GIRL SCOUTS OF WESTERN NEW YORK  | \$11,250 |
| MASSACHUSETTS AVENUE PROJECT, INC.   | \$11,250 |
| TRU WAY COMMUNITY CENTER INC.  | \$11,250 |
| BUFFALO FEDERATION OF NEIGHBORHOOD CENTERS   | \$7,500  |
| POLISH COMMUNITY CENTER OF BUFFALO INC.  | \$7,500  |
| THE SALVATION ARMY   | \$7,500  |
| BOYS AND GIRLS CLUB OF EDEN-LAKE SHORE   | \$7,500  |
| SOLID FOUNDATION PREP, INC.  | \$7,500  |
| TOWN OF HAMBURG YOUTH, RECREATION & SENIOR<br>SERVICES   | \$7,500  |
| PARKER ACADEMY CHILD CARE AND LEARNING CENTER<br>INC   | \$7,500  |

|   |           |
|---|-----------|
| CHILDCARE NETWORK OF THE NIAGARA FRONTIER, INC                        | \$7,500   |
| POLICE ATHLETIC LEAGUE OF BUFFALO, INC.                               | \$7,500   |
| VILLAGE OF HAMBURG  | \$7,500   |
| F BITES   | \$7,500   |
| KAREN SOCIETY OF BUFFALO  | \$7,500   |
| BACK TO BASICS OUTREACH MINISTRIES, INC.                              | \$7,500   |
| ENLIGHTENMENT BOOKSTORE & LITERARY ARTS CENTER, INC.                  | \$7,500   |
| KING URBAN LIFE CENTER  | \$7,500   |
| TOWN OF WEST SENECA   | \$7,500   |
| BOYS & GIRLS CLUBS OF BUFFALO, INC.                                   | \$7,500   |
| WNY STEM HUB  | \$7,500   |
| GAY & LESBIAN YOUTH SERVICES OF WESTERN NEW YORK INC.                 | \$7,500   |
| FAMILY PROMISE OF WESTERN NEW YORK                                    | \$3,600   |
| UNITED CHURCH HOME, INC.  | \$7,500   |
| METRO COMMUNITY DEVELOPMENT CORPORATION                               | \$7,500   |
| NATIVE AMERICAN COMMUNITY SERVICES OF ERIE AND NIAGARA COUNTIES, INC. | \$7,500   |
| LACKAWANNA YOUTH EMPOWERMENT/GLOBAL CONCEPTS CHARTER SCHOOL           | \$7,500   |
| LACKAWANNA YEMEN SOCCER CLUB  | \$7,500   |
| TOWN OF CHEEKTOWAGA   | \$7,500   |
| ANTIOCH BAPTIST CHURCH  | \$7,500   |
| TOTAL AWARDED   | \$694,850 |

and be it further

RESOLVED, that sufficient funding is available within the Youth Bureau's 2024 General Fund Budget (Fund 110, Funds Center 12530) Account 517749 – Operation Primetime; 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 2024 Adopted Budget; and be it further

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

(6-0)

3. COMM. 11E-7 (2024)  
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health’s Division of Emergency Medical Services works directly with the Medical Reserve Corps, a volunteer organization that assists in public health and emergency operations; and

WHEREAS, New York State Department of Health has awarded \$12,100 in federal funds for trainings and supplies for the Erie County Medical Reserve Corps; and

WHEREAS, the fund will provide the necessary training for the skills and knowledge for MRC volunteers as well as supplies and clothing to participate in community events and trainings.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive and/or Deputy County Executive to enter into contract with the New York State Department of Health/Health Research Inc. to accept \$12,100 in federal funding to be budgeted as a multi-year grant within the Division of Emergency Medical Services (Fund 281, Funds Center 12720) as follows:

Department of Health  
Division of Emergency Medical Services  
Medical Reserve Corps  
HS127MRC2325  
6/1/2023-5/31/2025

| <u>ACCOUNT</u> | <u>REVENUE</u>  | <u>CHANGE</u>   |
|----------------|-----------------|-----------------|
| 414000         | Federal Revenue | <u>\$12,100</u> |
|                | TOTAL           | <u>\$12,100</u> |

| <u>ACCOUNT</u> | <u>APPROPRIATION</u> | <u>CHANGE</u>   |
|----------------|----------------------|-----------------|
| 505200         | Clothing Supplies    | <u>\$ 9,000</u> |
| 530000         | Other Expenses       | <u>3,100</u>    |
|                | TOTAL                | <u>\$12,100</u> |

and be it further

RESOLVED, that authorization is hereby given for the Division of Budget and Management to adjust grant appropriations and revenues including those required to comply with the grantor funding changes provided there are no changes to authorized personnel levels or county share amounts; and be it further

RESOLVED, that authorization is hereby given to the County Executive and Deputy County Executive to amend contracts as necessary to implement any no-cost extension that may be permitted by the grantor; and be it further

RESOLVED, that authorization is hereby given for the Division of Budget and Management to implement any technical adjustments necessary to effectuate this resolution; and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the Erie County Executive’s Office, Comptroller’s Office, Department of Health, and Division of Budget and Management.

(6-0)

4. COMM. 11E-8 (2024)  
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health participated in the NYS Department of Health’s ongoing Local Health Department (LHD) Performance Incentive Program; and

WHEREAS, for the year 2023, 57 LHD’s were awarded; and

WHEREAS, Erie County has been awarded \$34,349 to be used to support costs associated with Article 6 eligible services, focusing on environmental health related work.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to accept \$34,349 in additional State Aid – Art VI funds from their participation in NYS Health Department’s LHD Performance Incentive Program to the 2024 Operating Budget as follows:

Department of Health  
Fund 110, Funds Center 12700

| <u>ACCOUNT</u> | <u>REVENUE</u>                 | <u>CHANGE</u>   |
|----------------|--------------------------------|-----------------|
|                | State Aid – Art VI/Public Hlth |                 |
| 405540         | Work                           | <u>\$34,349</u> |
|                | TOTAL                          | <u>\$34,349</u> |

| <u>ACCOUNT</u> | <u>APPROPRIATION</u>      | <u>CHANGE</u>   |
|----------------|---------------------------|-----------------|
| 561410         | Lab & Technical Equipment | <u>\$34,349</u> |
|                | TOTAL                     | <u>\$34,349</u> |

and be it further

RESOLVED, that authorization is hereby given for the Division of Budget and Management to implement any technical adjustments necessary to effectuate this resolution; and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the Erie County Executive’s Office, Comptroller’s Office, Department of Health, and Division of Budget and Management.

(6-0)

5. COMM. 11E-9 (2024)  
COUNTY EXECUTIVE

WHEREAS, between 2012 and 2023, there were more than 2,000 opioid-related deaths in Erie County; and

WHEREAS, in 2016, County Executive Mark Poloncarz declared the opioid epidemic a public health crisis and created the now titled Overdose Prevention Task Force; and

WHEREAS, in 2022, Erie County, as part of multiple settlements with opioid manufacturers and distributors, was notified that it will receive tens of millions of dollars over a sixteen year period; and

WHEREAS, the annual funding budgeted for in the County’s Pharmaceutical Settlement Fund (Fund 295) will support county departments of Health, Mental Health, Probation, Sheriff, and Social Services which have identified viable initiatives to use these funds to help combat the opioid crisis; and

WHEREAS, part of this strategy was to allocate \$6,000,000 to fund community response programming request for proposals trough RFP# 2023-048VF; and

WHEREAS, 18 qualified, eligible, and worthy proposals were received totaling \$4,460,259; and

WHEREAS, these proposals will provide programming in the following evidence based areas as approved by the opioid settlement guidelines:

- Treatment
  - recovery housing for persons with substance use disorder
  - peer training on opioids in the workplace for local unions
  - training and support for intersecting harm reduction into Erie County’s legal system
- Prevention
  - youth prevention and intervention programming for Buffalo Public School students and families
  - training and skill building for parents
- Other Strategies
  - Evaluation of programming for pregnant and parenting mothers with Opioid Use Disorder

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive or Deputy County Executive to enter into 5-year contracts with the below noted agencies and amounts for opioid related community response programming:

| Agency                             | Program              | Amount    |
|------------------------------------|----------------------|-----------|
| International Association of Human | Sky Recovery Program | \$215,010 |

|  |  |           |
|--|--|-----------|
| Values   |  |           |
| Every Person Influences Children, Inc.   | Triple P Parenting   | \$250,000 |
| Horizon Health Services, Inc.  | Motivational Interviewing Training                             | \$250,000 |
| Horizon Health Services, Inc.  | MAT Services   | \$250,000 |
| Evergreen Health Services  | Drop In Center for People Who Use Drugs                        | \$250,000 |
| Back to Basics Ministries, Inc.  | Case Management for East Side                                  | \$250,000 |
| Erie County Medical Center, Hepatology Center  | La Bodega  | \$250,000 |
| Erie County Medical Center, Center for Occupational and Environmental Medicine                           | Peer Training on Opioids for Unions                            | \$250,000 |
| Kids Escaping Drugs  | Face 2 Face  | \$249,425 |
| Center for Elder Law & Justice   | Legal Support for older adults with OUD                        | \$250,000 |
| West Side Community Services   | Teen Intervene   | \$250,000 |
| Hope of Buffalo, Inc. Peaceprints of WNY   | Re-entry Services  | \$250,000 |
| The Research Foundation for SUNY on behalf of the University at Buffalo, Primary Care Research Institute | Positive Direction Model Evaluation                            | \$250,000 |
| The Research Foundation for SUNY on behalf of the University at Buffalo, Primary Care Research Institute | SUD Peer Network   | \$250,000 |
| Bestself Behavioral Health, Inc.   | CASAC Scholarships   | \$250,000 |
| Cazenovia Recovery Systems, Inc.   | Step Toward Success  | \$245,824 |
| Horizon Village, Inc.  | Peer Recovery Housing  | \$250,000 |
| Legal Aid Bureau of Buffalo, Inc.  | Role of Harm Reduction in Legal Systems Education and Training | \$250,000 |

and be it further

RESOLVED, that sufficient funding exists within the Department of Health’s Pharmaceutical Settlement Fund (Fund 295, Funds Center 12700) account 516020; and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the Department of Budget and Management to make any other technical adjustments necessary to properly execute the terms of the agreement; and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the Erie County Executive’s Office, Comptroller’s Office, Department of Law, Department of Health, and Division of Budget and Management.

(6-0)

JOHN J. GILMOUR  
CHAIR

Item 13 – MR. MEYERS presented the following report and moved for immediate consideration and approval. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 100

|               |   |
|---------------|---|
| June 13, 2024 | ENERGY & ENVIRONMENT<br>COMMITTEE<br>REPORT NO. 8 |
|---------------|---|

ALL MEMBERS PRESENT.

CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items is hereby received and filed:
  - a. COMM. 11M-2 (2024)  
CITIZENS AGAINST WIND TURBINES IN LAKE ERIE: “Resolution Opposing Wind Turbines in Lake Erie”  
(Chair’s Ruling)

2. COMM. 10E-20 (2024) AS AMENDED  
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Environment and Planning has received the following lowest responsible bid for Contract No. 65 at 10:00 a.m. on May 29, 2024:

| <u>Contract</u> | <u>Lowest Responsible Bidder</u>   | <u>Amount</u> |
|-----------------|--|---------------|
| Contract 65     | H&K Services, Inc.<br>125 Leon New Albion Road<br>Conewango Valley, NY 14726 | \$ 772,400.00 |

and

WHEREAS, the aforementioned lowest responsible bidder is currently performing successful projects for the Division of Sewerage Management; and

WHEREAS, the Division of Sewerage Management has determined this project is a Type II action in accordance with 6NYCRR Section 617.5(c) and therefore is not subject to State Environmental Quality Review Act review under New York State Environmental Conservation Law.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes that the Wilmuth Avenue Pumping Station Grit Collection System Replacement Project, Erie County Sewer District No. 6, Contract No. 65 be awarded as follows:

| <u>Contract</u> | <u>Lowest Responsible Bidder</u>   | <u>Amount</u> |
|-----------------|--|---------------|
| Contract 65     | H&K Services, Inc.<br>125 Leon New Albion Road<br>Conewango Valley, NY 14726 | \$ 772,400.00 |

and be it further

RESOLVED, that authorization is hereby given to the County Executive and/or the Deputy County Executive 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 authorization is hereby provided for the partial closing of up to \$700,000.00 in Capital Account No. C.21150 for Contract No. 65; and be it further

RESOLVED, that authorization is hereby given to the Director of Budget and Management and the County Comptroller to process a residual equity transfer of up to \$72,400.00 from the Erie County Sewer District No. 6 Capital Reserve Account, WBS element C.00006, funds center 183, fund 430, GL 570000 – Interfund Transfer-Subsidy to Erie County Sewer District No. 6 Capital Account, WBS element C.24601, funds center 183, fund 430 and to establish the budgets necessary to facilitate the transfer; and be it further

RESOLVED, that authorization is hereby given to the Director of Budget and Management and the County Comptroller to increase estimated revenue and appropriations in Erie County Sewer District No. 6 Capital Account No. C.24601 by up to \$72,400.00; and be it further

RESOLVED, that authorization is hereby given to the Director of the Division of Budget and Management to implement any budget adjustments necessary to facilitate these actions; and be it further

RESOLVED, that any unused capital reserve funds be returned to the Erie County Sewer District No. 6 Capital Reserve Account and the budgets be adjusted accordingly based on guidance from the Division of Sewerage Management; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send a certified copy of this resolution to the Office of the County Executive, the Office of the Comptroller, the Division of Budget and Management, the Department of Law, and the Division of Sewerage Management.  
(6-0)

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

Item 14 – MR. MEYERS presented the following report and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 101



|               |   |
|---------------|---|
| June 13, 2024 | FINANCE & MANAGEMENT<br>COMMITTEE<br>REPORT NO. 7 |
|---------------|---|

ALL MEMBERS PRESENT.  
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
  - a. INTRO. 15-2 (2023)  
TODARO: “Calling for the Comptroller to Examine Hotel Occupancy Tax for Certain Hotels”  
(Chair’s Ruling)
  - b. COMM. 10D-1 (2024)  
DIRECTOR OF BUDGET & MANAGEMENT: “Capital Projects Update – May 2024”  
(Chair’s Ruling)
  - c. COMM. 10D-4 (2024)  
DIRECTOR OF BUDGET & MANAGEMENT: “March 2024 Budget Monitoring Report”  
(Chair’s Ruling)
  - d. COMM. 10M-3 (2024)  
VBN & BCC PRESIDENT AND CEO: “VBN & Buffalo Convention Center – 2024 First Quarter Reports”  
(Chair’s Ruling)
  - e. COMM. 11E-1 (2024)  
COMPTROLLER: “ECC Audited Financial Statements for Year Ended 8/31/2023”  
(Chair’s Ruling)
  - f. COMM. 11D-2 (2024)  
DIRECTOR OF BUDGET & MANAGEMENT: “Capital Projects Update – June 2024”  
(Chair’s Ruling)
2. COMM. 11E-3 (2024)  
COUNTY EXECUTIVE  
RESOLVED, that the Erie County Legislature hereby approves the SUNY Erie 2023-2024 Budget as submitted by the Erie County Executive.  
(6-0)

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

**LEGISLATOR RESOLUTIONS**

Item 15 – CHAIR BASKIN directed that the following resolution be referred to the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

INTRO. 12-1 from GILMOUR. Adoption of Personnel Policies for Managerial & Confidential Employees Not Exempted from the FLSA.

Item 16 – MR. JOHNSON presented the following resolution and moved for immediate consideration and approval. MS. VINAL seconded.

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

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

RESOLUTION NO. 102

RE: Citizen Salary Review Commission  
(INTRO. 12-2)

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

WHEREAS, Article 22-A of the Erie County Charter states the Citizen Salary Review Commission of Erie County shall be empaneled in even-numbered years to review the salaries of all elected officials of the county of Erie, except for the District Attorney, and report its recommendations to the County Executive and the County Legislature; and

WHEREAS, the 2024 Citizen Salary Review Commission of Erie County held 10 public meetings from January -April and submitted its final report to this honorable body on April 5, 2024; and

WHEREAS, the Citizen Salary Review Commission of Erie County made the following recommendations:

- The County Executive position have a salary of \$175,000
- The County Sheriff position have a salary of \$150,000
- The County Comptroller position have a salary of \$140,000
- The County Clerk position have a salary of \$130,000
- The County Legislator position have a salary of \$65,000
- The Majority Leader and Minority Leader positions of the County Legislature have a stipend of \$5,000 (no change)

- The Chair of the County Legislature position have a stipend of \$10,000 (no change)
- The existing Cost of Living Adjustment be removed

WHEREAS, this honorable body held a committee discussion and public hearing on Citizen Salary Review Commission of Erie County's report on June 13, 2024.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature adopts the recommendations of the 2024 Citizen Salary Review Commission of Erie County, for the positions specified in their 2024 Report; and be it further

RESOLVED, that the Erie County Legislature sets the effective date for the salary of each position as the first day of the next term for each position, as per County Charter, Article 2 Section 202.3(6); and

RESOLVED, that certified copies of this resolution be forwarded to County Executive, County Sheriff, County Comptroller, County Clerk, the Commissioner of Personnel, and the Chair of the Citizen Salary Review Commission of Erie County.

Item 17 – MR. MEYERS presented the following resolution and moved for immediate consideration. MR. GILMOUR seconded.

A RESOLUTION TO BE SUBMITTED BY  
LEGISLATORS BASKIN, MEYERS, BARGNESI, GILMOUR, JOHNSON, KOOSHOIAN, and  
VINAL

WHEREAS, this honorable body desires to support our communities and the municipalities and non-profit organizations that serve our communities to meet their needs; and

WHEREAS, sufficient funding exists in Cultural Agency Capital Fund, Fund 410, Funds Center 162 to address the needs of our municipalities and non-profit organizations; and

WHEREAS, the Erie County Legislature is planning renovations of its space in Old County Hall including new furniture; and

WHEREAS, the Legislature appropriated \$277,500 as part of the Amended and Adopted 2024 Erie County Budget within the Division of Buildings and Grounds to cover the costs of new furniture within the Legislative Chambers; and

WHEREAS, it was determined that the Legislature has insufficient funding located within its Office Furniture & Fixtures budget to cover the costs associated with the new furniture.

NOW, THEREFORE, BE IT

RESOLVED, the County Executive/Deputy County Executive be authorized to execute contracts with the following entities in the amounts indicated below:

| Project Name  | Legal Name   | Project Grant |
|---|--|---------------|
| Lord of Life Adult Day Health Center                                  | Lord of Life Adult & Child Services, Inc.          | \$50,000      |
| Miss Buffalo 2024   | Miss Buffalo Scholarship Pageant Organization Inc. | \$4,000       |
| University United Festival  | SUNY Buffalo                                       | \$65,000      |
| After-School Program  | Mt. Olive Development Corporation                  | \$20,000      |
| Early Intervention Lead Poisoning Prevention Program                  | LEAD 716   | \$50,000      |
| Town of Amherst Park Grounds Improvements Project                     | Town of Amherst                                    | \$200,000     |
| World Refugee Day & Summer Youth Programming                          | H.E.A.L International                              | \$50,000      |
| Confident Girl Mentoring  | Confident Girl Mentoring                           | \$25,000      |
| Island Park Bathroom Improvements                                     | Village of Williamsville                           | \$85,000      |
| Village of Hamburg Recreation & Other Improvements                    | Village of Hamburg                                 | \$220,000     |
| Old First Ward Community Center Infrastructure Improvement            | Old First Ward Community Association               | \$100,000     |
| Black Achievers Museum  | Black Achievers Inc.                               | \$80,000      |
| Buffalo Heritage Carousel   | Buffalo Heritage Carousel, Inc.                    | \$25,000      |
| Every Bottom Covered  | Every Bottom Covered, Inc.                         | \$30,000      |
| Delavan-Grider Community Center                                       | Metro Community Development Corporation, Inc.      | \$20,000      |
| Feed Buffalo  | Feed Buffalo                                       | \$30,000      |
| Dog Ears Bookstore Counseling Program for Substance Abuse and Suicide | Enlightenment Literary Arts Center                 | \$15,000      |
| ACCESS of WNY   | ACCESS of WNY                                      | \$15,500      |
| Lackawanna Yemen Soccer Club  | Lackawanna Yemen Soccer Club                       | \$15,500      |
| Town of Tonawanda   | Town of Tonawanda                                  | \$100,000     |
| City of Tonawanda Police Department                                   | City of Tonawanda                                  | \$80,000      |
| AED Installation Project  | James V and Fay P Ryan Paramedic Foundation        | \$65,000      |
| Ken-Ton Meals on Wheels   | Ken-Ton Meals on Wheels                            | \$20,000      |

|  |  |           |
|--|--|-----------|
| Kiwanis Club of Ken-Ton                              | Kiwanis Club of Ken-Ton  | \$10,000  |
| Lions Club of Kenmore                                | Lions Club of Kenmore  | \$10,000  |
| Buffalo Build Program                                | Buffalo Educational Opportunity Center                             | \$100,000 |
| Groundskeeper House Renovation                       | Buffalo And Erie County Historical Society                         | \$100,000 |
| New Police Vehicle                                   | Town of Grand Island   | \$50,000  |
| Clean Air Coalition                                  | Clean Air Coalition  | \$35,000  |
| Jefferson Avenue Corridor Study                      | Buffalo Urban League   | \$5,000   |
| Erie County Wall of Heroes                           | Erie County Department of Homeland Security and Emergency Services | \$15,000  |
| Northland Food Truck Thursdays Program               | Northland Workforce Training Center                                | \$1,000   |
| Parking Lot Renovation                               | Francis J. Donovan American Legion Post 1626                       | \$40,000  |
| Park Improvements                                    | Village of Sloan   | \$70,000  |
| New Playground & Improvements                        | Parker Academy   | \$130,000 |
| Dingens Pool Improvements                            | Town of Cheektowaga  | \$30,000  |
| Explore & More The Ralph C. Wilson Children's Museum | Explore and More A Children's Museum                               | \$15,000  |
| Lackawanna Little Loop Football                      | Lackawanna Little Loop Football                                    | \$4,000   |
| Hamburg Bulldogs Booster Club, Inc.                  | Hamburg Bulldogs Booster Club                                      | \$15,000  |

and be it further

RESOLVED, that the Erie County Legislature does hereby authorize the reappropriation of \$135,206 in located in Fund 110, Funds Center 100 and Fund 410, Funds Center 162 within the below accounts and transfer to the Fund 110, Funds Center 100 Account 516420 – Office Furniture and Fixtures:

| Funds Center | Account | Amount       | Description                  |
|--------------|---------|--------------|------------------------------|
| 100          | 505000  | \$ 5,000.00  | Office Supplies              |
| 100          | 510200  | \$ 9,000.00  | Training and Education       |
| 100          | 530000  | \$ 55,000.00 | Other Expenses               |
| 100          | 561410  | \$ 3,000.00  | Lab & Technical Equipment    |
| 162          | A.22095 | \$ 63,206.00 | Cultural Agency Capital Fund |

and be it further

RESOLVED, that authorization is hereby given to the Director of Budget and Management to transfer up to \$2,058,206 in funds from Capital Project A.22095 – Cultural Capital Fund to any accounts necessary as a result of the reappropriation of funds included in the preceding resolve clauses; and be it further

RESOLVED, the Department of Environment and Planning is authorized to review the following projects pursuant to 6 N.Y.C.R.R. § 617.1 to determine the environmental impact of the projects listed above to per the State Environmental Quality Review Act; and be it further

RESOLVED, that authorization is hereby given to the Comptroller’s Office, following the necessary approvals of the Division of Budget & Management and Department of Environment and Planning, to make payments up to the contractual limits indicated above; and be it further

RESOLVED, that authorization is hereby given to the Department of Law and County Executive/ Deputy County Executive to execute easements, deed restrictions, intermunicipal agreements and/or place additional requirements on the aforementioned contracting entities and associated real property (project location) as necessary to implement the projects; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the County Executive; the County Comptroller; the Director of Budget and Management; Department of Law; Department of Public Works; Department of Homeland Security and Emergency Services; and Department of Environment and Planning.

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

CARRIED UNANIMOUSLY.

AMEND the 1<sup>st</sup> resolve clause as follows:

RESOLVED, the County Executive/Deputy County Executive be authorized to execute contracts with the following entities in the amounts indicated below:

| Project Name   | Legal Name   | Project Grant |
|--|--|---------------|
| Lord of Life Adult Day Health Center                 | Lord of Life Adult & Child Services, Inc.          | \$50,000      |
| Miss Buffalo 2024                                    | Miss Buffalo Scholarship Pageant Organization Inc. | \$4,000       |
| University United Festival                           | SUNY Buffalo                                       | \$65,000      |
| After-School Program                                 | Mt. Olive Development Corporation                  | \$20,000      |
| Early Intervention Lead Poisoning Prevention Program | LEAD 716   | \$50,000      |
| Town of Amherst Park Grounds Improvements            | Town of Amherst                                    | \$200,000     |

|   |  |           |
|---|--|-----------|
| Project   |  |           |
| World Refugee Day & Summer Youth Programming                          | H.E.A.L International  | \$50,000  |
| Confident Girl Mentoring  | Confident Girl Mentoring   | \$25,000  |
| Island Park Bathroom Improvements                                     | Village of Williamsville   | \$85,000  |
| Village of Hamburg Recreation & Other Improvements                    | Village of Hamburg   | \$220,000 |
| Old First Ward Community Center Infrastructure Improvement            | Old First Ward Community Association                               | \$100,000 |
| Black Achievers Museum  | Black Achievers Inc.   | \$80,000  |
| Buffalo Heritage Carousel   | Buffalo Heritage Carousel, Inc.                                    | \$25,000  |
| Every Bottom Covered  | Every Bottom Covered, Inc.   | \$30,000  |
| Delavan-Grider Community Center                                       | Metro Community Development Corporation, Inc.                      | \$20,000  |
| Feed Buffalo  | Feed Buffalo   | \$30,000  |
| Dog Ears Bookstore Counseling Program for Substance Abuse and Suicide | Enlightenment Literary Arts Center                                 | \$15,000  |
| ACCESS of WNY   | ACCESS of WNY  | \$15,500  |
| Lackawanna Yemen Soccer Club  | Lackawanna Yemen Soccer Club                                       | \$15,500  |
| Town of Tonawanda   | Town of Tonawanda  | \$100,000 |
| City of Tonawanda Police Department                                   | City of Tonawanda  | \$80,000  |
| AED Installation Project  | James V and Fay P Ryan Paramedic Foundation                        | \$65,000  |
| Ken-Ton Meals on Wheels   | Ken-Ton Meals on Wheels  | \$20,000  |
| Kiwanis Club of Ken-Ton   | Kiwanis Club of Ken-Ton  | \$10,000  |
| Lions Club of Kenmore   | Lions Club of Kenmore  | \$10,000  |
| Buffalo Build Program   | Buffalo Educational Opportunity Center                             | \$100,000 |
| Groundskeeper House Renovation  | Buffalo And Erie County Historical Society                         | \$100,000 |
| New Police Vehicle  | Town of Grand Island   | \$50,000  |
| Clean Air Coalition   | Clean Air Coalition  | \$35,000  |
| Jefferson Avenue Corridor Study                                       | Buffalo Urban League   | \$5,000   |
| Erie County Wall of Heroes  | Erie County Department of Homeland Security and Emergency Services | \$15,000  |
| Northland Food Truck Thursdays Program                                | Northland Workforce Training Center                                | \$1,000   |

|  |  |           |
|--|--|-----------|
| Parking Lot Renovation                               | Francis J. Donovan American Legion Post 1626 | \$40,000  |
| Park Improvements                                    | Village of Sloan                             | \$70,000  |
| New Playground & Improvements                        | Parker Academy                               | \$130,000 |
| Dingens Pool Improvements                            | Town of Cheektowaga                          | \$30,000  |
| Explore & More The Ralph C. Wilson Children's Museum | Explore and More A Children's Museum         | \$15,000  |
| Lackawanna Little Loop Football                      | Lackawanna Little Loop Football              | \$4,000   |
| Hamburg Bulldogs Booster Club, Inc.                  | Hamburg Bulldogs Booster Club                | \$15,000  |

; and be it further

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

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

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

CARRIED.

**COMMUNICATIONS DISCHARGED FROM COMMITTEE**

There are none.

**SUSPENSION OF THE RULES**

Item 18 - MR. MEYERS moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 12E-29 from SHERIFF Re: Sheriff's Office Personnel Adjustments

MR. MEYERS moved for immediate consideration and approval of item 12E-29. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.



RESOLUTION NO. 104

WHEREAS, it is the mission of the Erie County Sheriff's Office to provide quality public safety services to our community by promoting a safe environment through police and citizen interaction with an emphasis on integrity, fairness and professionalism; and

WHEREAS, the Erie County Sheriff's Office wishes to hire two additional Lieutenants to serve as Watch Commanders at the Erie County Holding Center; and

WHEREAS, the Erie County Sheriff's Office further wishes to hire a Senior Executive Assistant and Administrative Assistant within its Administrative Services Division; and

WHEREAS, the Erie County Sheriff's Office further wishes to hire a Chief Account Clerk within its Civil Division; and

WHEREAS, the Erie County Sheriff's Office wishes to delete several vacant positions to create a cost-savings for the county; and

WHEREAS, these transactions will save \$209,065 on the 2024 county budget; and

WHEREAS, the 14<sup>th</sup> pay period of 2024 commences on June 15, 2024.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature authorizes the Erie County Sheriff's Office and the Personnel Department to delete the following positions:

| <u>Full-Time Positions</u>                | <u>Cost Center</u> | <u>Delete</u> |
|---|--------------------|---------------|
| Deputy Sheriff Officer (FT) – 51005338    | 1161020            | 78,008        |
| Deputy Sheriff Officer (FT) – 51003335    | 1161020            | 78,008        |
| Deputy Sheriff Officer (FT) – 51003429    | 1161020            | 64,642        |
| Data Entry Operator (FT) – 51016429       | 1151020            | 50,381        |
| Account Clerk (FT) – 51013478             | 1151020            | 50,381        |
| Court Officer (FT) – 2174                 | 1161070            | 23,430        |
| Correction Officer (PT) – 51018358        | 1163020            | 26,294        |
| Correction Officer (PT) – 51018359        | 1163020            | 26,294        |
| Correction Officer (PT) – 51018360        | 1163020            | 26,294        |
| <u>Correction Officer (PT) – 51018361</u> | <u>1163020</u>     | <u>26,294</u> |
| TOTAL DELETE                              |                    | 450,026       |

and be it further

RESOLVED, that the Erie County Legislature authorizes the Erie County Sheriff's Office and Personnel Department to create the following positions, commencing with the beginning of the 14<sup>th</sup> pay period of 2024:

| <u>Full-Time Positions</u>         | <u>Cost Center</u> | <u>Add</u>    |
|------------------------------------|--------------------|---------------|
| 2 Lieutenant-Officer (JG 11)       | 1161020            | 96,295        |
| Detective Deputy (JG 9)            | 1151050            | 36,658        |
| Senior Executive Assistant (JG 13) | 1151010            | 39,169        |
| Administrative Assistant (JG 10)   | 1151010            | 37,594        |
| <u>Chief Account Clerk (JG 7)</u>  | <u>1151020</u>     | <u>31,245</u> |
| TOTAL ADD                          |                    | 240,961       |

and be it further

RESOLVED, the Director of Budget and Management and the Commissioner of Personnel are authorized to make any technical changes to effectuate the implementation of this resolution; and be it further

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

Item 19 - MR. MEYERS moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 12E-30 from THE DISTRICT ATTORNEY Re: District Attorney's Office - Personnel Modification

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**COMMUNICATIONS FROM ELECTED OFFICIALS**

**FROM THE COMPTROLLER**

Item 20 – (COMM. 12E-1) Department of Law Risk Retention Fund Spending - April 2024

Item 21 – (COMM. 12E-2) EC Cultural Funding Grant Monitoring Program - Orchard Park Symphony Orchestra

Item 22 – (COMM. 12E-3) EC Cultural Funding Grant Monitoring Program - Theatre of Youth

Item 23 – (COMM. 12E-4) EC Cultural Funding Grant Monitoring Program - Hispanic Heritage Council of WNY, Inc.

Item 24 – (COMM. 12E-5) EC Cultural Funding Grant Monitoring Program - Clarence Concert Association

Item 25 – (COMM. 12E-6) EC Cultural Funding Grant Monitoring Program - Polish Art Club of Buffalo

Item 26 – (COMM. 12E-7) EC Cultural Funding Grant Monitoring Program - Danceability, Inc.

Item 27 – (COMM. 12E-8) EC Cultural Funding Grant Monitoring Program - Can You Dig It, Inc (DBA South Buffalo Irish Festival)

Item 28 – (COMM. 12E-9) EC Cultural Funding Grant Monitoring Program - Amherst Male Glee Club, Inc.

Item 29 – (COMM. 12E-10) EC Cultural Funding Grant Monitoring Program - Buffalo & EC Botanical Gardens Society, Inc.

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

FROM LEGISLATOR GREENE

Item 30 – (COMM. 12E-11) Letter to Locust Street Art Board Members

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE COUNTY CLERK

Item 31 – (COMM. 12E-12) Resolution to Authorize Entry Into Contract with Tyler Technologies, Inc.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 32 – (COMM. 12E-13) Appointment of the Commissioner of Central Police Services

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 33 – (COMM. 12E-14) Amendment to EBO Administrator; COMM. 3E-7 (2024)

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 34 – (COMM. 12E-15) Authorization to Enter Into Contract with Safeware, Inc.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 35 – (COMM. 12E-16) Levy of the 2024-2025 School Tax Budgets

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 36 – (COMM. 12E-17) ECSD No. 3 - Engineering Term Contract Agreement

Item 37 – (COMM. 12E-18) ECSD No. 3 - Engineer Term Contract Agreement

Item 38 – (COMM. 12E-19) ECSD No. 3 - Engineering Term Contract Agreement

Item 39 – (COMM. 12E-20) ECSD No. 3 - Eighteenmile Creek Sewer Line Stabilization Mitigation Project

Item 40 – (COMM. 12E-21) Amendment to HHW & CESQG Contracts

The above five items were received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 41 – (COMM. 12E-22) Award of Agreement 2024, On-Call Dam Engineering Services

Item 42 – (COMM. 12E-23) Amendment of Contract - Professional Design Engineering Services Agreement for Lakeshore Road

Item 43 – (COMM. 12E-24) Amendment of Contract - Professional Design Engineering Services Agreement for Back Creek Road

Item 44 – (COMM. 12E-25) Right-of-Way Acquisition - Replacement of Genesee Road Bridge

The above four items were received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 105

RE: Re-Appropriation of Prior-Year Funding  
to Division of Buildings & Grounds  
(COMM. 12E-26)

WHEREAS, the Erie County Legislature is planning renovations of its space in Old County Hall including new furniture and carpeting; and

WHEREAS, the Legislature appropriated \$75,000 as part of the Amended and Adopted 2024 Erie County Budget within the Division of Buildings and Grounds to cover the costs of new carpeting within the Legislative Chambers; and

WHEREAS, it was determined that the Division of Buildings and Grounds has insufficient funding located within its Professional Services, Contracts and Fees budget to cover the costs associated with the new carpeting.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the reappropriation of \$129,966 in unexpended prior-year funding located in Fund 110, Funds Centers 1332010 and 1333020 within the below funds reservations and transfer to the Division of Buildings and Grounds' 2024 Adopted Budget (Fund 110, Funds Center 12210) Account 516050 – Professional Services, Contracts and Fees:

| Funds Center | Funds Reservation | Amount       | Description  |
|--------------|-------------------|--------------|--|
| 1332010      | 100001066         | \$ 15,000.00 | 2020 Community & Neighborhood Development Agency Funding |
| 1332010      | 100001108         | \$ 1,000.00  | 2021 RENEW Plan Legislative Appropriation                |
| 1332010      | 100001121         | \$ 81,250.00 | 2021 Community & Neighborhood Development Agency Funding |
| 1333020      | 100001028         | \$ 10,131.00 | 2019 Arts & Cultural Agency Funding                      |
| 1333020      | 100001118         | \$ 22,585.00 | 2021 Arts & Cultural Agency Funding                      |

and be it further

RESOLVED, that authorization is hereby given for the Director of Budget and Management to make any technical adjustments necessary to effectuate this resolution and facilitate the completion of the project; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the County Executive's Office, Division of Buildings and Grounds, and Division of Budget and Management.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 106

RE: Authorization to Increase Department of Law Budget for Additional Foreclosure & Stadium Compliance Costs (COMM. 12E-27)

WHEREAS, COMM 4E-22 (2024) authorized In Rem Action No. 172 to be conducted by the County Attorney or his/her designee; and

WHEREAS, although there is an initial upfront cost associated with In Rem foreclosure proceedings, the County recovers millions of dollars in delinquent taxes as a result of redemptions in connection with these proceedings; and

WHEREAS, in order to ensure the County Attorney’s designee is paid for work associated In Rem foreclosure proceedings in a timely manner, additional funding is required; and

WHEREAS, the County’s Attorney’s Office continues to see significant expense for the use of outside counsel to ensure oversight and compliance of the New Stadium Lease and associated construction; and

WHEREAS, increased funding will be needed for the remainder of the year based on current professional services needs around stadium compliance; and

WHEREAS, the initial ILS Aid to Localities reimbursement for 50% of the Article 18-B Assigned Counsel rate increase costs to Counties was expected to be available only through April 1, 2024; however, the SFY 2024-25 Budget continued reimbursement eligibility for another year through April 1, 2025; and

WHEREAS, as a result there is sufficient funding within the Department of Law to cover costs associated with the foreclosure and stadium compliance activities through the remainder of 2024.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the modification of the Department of Law’s 2024 Adopted Budget (Fund 110, Funds Center 16010) to recognize \$1,800,000 in additional New York State ILS Aid to Localities revenue as a 50% reimbursement for the Article 18-B rate and appropriate as follows:

Department of Law  
Fund 110, Funds Center 16010

REVENUES

CHANGE

|                           |                    |
|---------------------------|--------------------|
| 409000 State Aid Revenues | <u>\$1,800,000</u> |
| TOTAL                     | <u>\$1,800,000</u> |

|  |                    |
|--|--------------------|
| APPROPRIATIONS                                 | CHANGE             |
| 516020 Professional Services, Contracts & Fees | <u>\$ 600,000</u>  |
| 516042 Foreclosure Action                      | <u>\$1,200,000</u> |
| TOTAL  | <u>\$1,800,000</u> |

and be it further

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

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the County Executive's Office, Comptroller's Office, Department of Law, Department of Real Property Tax Services and Division of Budget and Management.

**COMMUNICATIONS FROM THE DEPARTMENTS**

**FROM THE COUNTY ATTORNEY**

Item 48 – (COMM. 12D-1) Transmittal of New Claims Against Erie County

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

**FROM THE DIRECTOR OF BUDGET & MANAGEMENT**

Item 49 – (COMM. 12D-2) April 2024 Budget Monitoring Report

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES**

**FROM THE NFTA COUNSEL**

Item 50 – (COMM. 12M-1) NFTA - Notice of Proposed Rulemaking

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

**ANNOUNCEMENTS**

Item 51 – Chair Baskin announced that the Legislature will conduct committee meetings on Thursday, June 27th, 2024, and the schedule will be distributed. Chair Baskin further announced that the next session of the Legislature will be held on Thursday, July 11th, 2024.

**MEMORIAL RESOLUTIONS**

Item 52 – Legislator Greene requested that when the Legislature adjourns, it do so in memory of Emmett Caldwell.

Item 53 – Legislator Mills requested that when the Legislature adjourns, it do so in memory of Sharon Haag.

Item 54 – Legislator Johnson requested that when the Legislature adjourns, it do so in memory of Willie Mays.

**ADJOURNMENT**

Item 55 – 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, July 11, 2024 at 12:00 Noon. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

CHAIR BASKIN declared the Legislature adjourned until Thursday, July 11, 2024 at 12:00 Noon.

**OLIVIA M. OWENS**  
**CLERK OF THE LEGISLATURE**