

**ERIE COUNTY LEGISLATURE
MEETING NO. 18
OCTOBER 24, 2024**

The Legislature was called to order by Chair Baskin.

All members present.

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

The Pledge of Allegiance was led by Mr. Dupre.

Item 1 – No tabled items.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MR. MEYERS moved for the approval of the minutes for Meeting Number 17 from 2024. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

Item 4 – No Public Hearings.

MISCELLANEOUS RESOLUTIONS

Item 5 – Miscellaneous Resolutions were offered, as follows:

- | | |
|-----------------|---|
| VINAL | Celebrating and Honoring the Late Past Chief William G. Karl |
| DUPRE | Celebrating and Honoring the Late Sandford "Sandy" L. Beckham |
| DUPRE | Celebrating and Honoring the Charles Wickenheiser |
| BASKIN | Acknowledging and Celebrating Community Music School of Buffalo - 100 Years of Musical Excellence |
| BASKIN | Congratulating and Honoring Open Buffalo on Their 10 Year Anniversary |
| BASKIN | In Remembrance of James Edward Vinson |
| MAJORITY CAUCUS | Recognizing National Bullying Prevention Month |
| MAJORITY CAUCUS | Acknowledging and Recognizing National Principals Month |

MAJORITY CAUCUS Acknowledging and Recognizing Breast Cancer Awareness Month

DUPRE Recognizing National Chess Day

VINAL Acknowledging and Recognizing National Literacy Awareness Month

LORIGO Recognizing Still on The Hill Winery & Spirits for Women's Small Business Month

LORIGO Recognizing Alpine Made for Women's Small Business Month

LORIGO Recognizing Country Comfort Inn for Women's Small Business Month

LORIGO Honoring the 50th Anniversary of sasi

LORIGO Recognizing Ryan Harding of The Iroquois Intermediate School on National Principals Month

MILLS Congratulations on the Ribbon Cutting of Sweet lil' Sweets 716

MILLS Recognizing The Village of Angola Office Staff for Receiving The Robert J. Uplinger Distinguished Service Award

MILLS Recognizing Father James D. Ciupek During Pastor Appreciation Day and Clergy Appreciation Month

MILLS Recognizing Principal Colleen Politowski During National Principals Month

GREENE Recognizing School Librarian Clare Hart During National Young Readers Week

GREENE Honoring BestCellar Book Bar on National Book Lovers Day

GREENE Honoring Rev. Dr. Jason Cashing of Clarence Presbyterian Church During Pastor Appreciation Month

TODARO Honoring David Strohmenger for 50 years of Service with The Depew Volunteer Fire Department

TODARO Recognizing Antoinette's Sweets on National Chocolate Day

TODARO Congratulating Alden State Bank on the Grand Opening of Their New Flagship Location

GILMOUR Recognizing Fire Prevention Week 2024 (Hamburg, Lackawanna, Blasdell, South Buffalo)

MEYERS Recognizing Fire Prevention Week 2024 (Cheektowaga, Sloan, South Buffalo)

BASKIN Acknowledging National Lead Poisoning Prevention Week (NLPPW) - Recognizing Community Health Equity Research Institute Third Annual Research Day

MR. MEYERS moved for consideration of the above twenty-nine items. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

MR. MEYERS moved for approval of the above twenty-nine items as amended. MR. GILMOUR 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 – CHAIR BASKIN directed that Local Law No. 5 (Print #2) 2024 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 9 – CHAIR BASKIN directed that Local Law No. 7 (Print #1) 2024 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

COMMITTEE REPORTS

Item 10 – MR. MEYERS presented the following report and moved for immediate consideration and approval. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 151

October 17, 2024	ENERGY & ENVIRONMENT COMMITTEE REPORT NO. 13
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ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 17E-10 (2024)
COUNTY EXECUTIVE: “ECSD No. 3 – Engineering Term Contract Agreement (DD-3)”
(Chair’s Ruling)
 - b. COMM. 17E-11 (2024)
COUNTY EXECUTIVE: “ECSD No. 3 – Engineer Term Contract Agreement (GHD-4)”
(Chair’s Ruling)
 - c. COMM. 17E-12 (2024)
COUNTY EXECUTIVE: “ECSD Nos. 1 & 4 - Construction Close Out – Rehabilitation of Borden Road”
(Chair’s Ruling)

2. COMM. 15E-3 (2024) AS AMENDED
COUNTY EXECUTIVE
WHEREAS, the County of Erie issued a Request for Proposals to retain an engineering firm to perform professional services associated with the East Aurora Water Resource Recovery Facility (WRRF) Sand Filters Replacement Project in Erie County Sewer District No. 8; 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. (GHD) to complete the requested consulting services.

NOW, THEREFORE, BE IT

RESOLVED, that authorization is hereby given to the County Executive and/or Deputy County Executive to enter into agreement with GHD Consulting Services, Inc., 285 Delaware Avenue, Suite 500, Buffalo, NY 14202, for professional services associated with the East Aurora WRRF Sand Filters Replacement Project, subject to approval as to content by the Commissioner of the Department of Environment and Planning, and approval as to form by the County Attorney’s Office; and be it further

RESOLVED, that authorization is hereby provided for the partial closing of a sum not to exceed \$500,000.00 from Erie County Sewer District No. 8 Capital Reserve Account C.11801 for this professional services agreement; and be it further

RESOLVED, that authorization is hereby provided for the Division of Budget and Management to process a residual equity transfer of up to \$500,000.00 from Erie County Sewer District No. 8 Capital Reserve Account C.11801 to Erie County Sewer District No. 8 Capital Account C.24850, Fund 430, Fund Center 183; and be it further

RESOLVED, that \$500,000.00 be allocated in Erie County Sewer District No. 8 Capital Account C.24850 to fund the project; and be it further

RESOLVED, that the Director of Budget and Management and the County Comptroller are authorized to create and increase estimated revenue and appropriations in Erie County Sewer District No. 8 Capital Account C.24850 by up to \$500,000.00; and be it further

RESOLVED, authorization is hereby provided for the Division of Budget and Management to implement any budget adjustments necessary to facilitate these transfers; and be it further

RESOLVED, that any unused funds be returned to Erie County Sewer District No. 8 Capital Reserve Account C.11801 and the budget 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.
(5-0)

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

WHEREAS, the Erie County Department of Environment and Planning has received the following lowest responsible bid for Contract No. 68 at 10:00 a.m. on October 1, 2024:

<u>Contract</u>	<u>Lowest Responsible Bidder</u>	<u>Amount</u>
Contract No. 68	Visone Construction, Inc. 79 Sheldon Avenue Depew, NY 14043	\$1,225,561.87

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 Lackawanna Open Cut Excavation Sanitary Sewer Replacements Project, Erie County Sewer District No. 6, Contract No. 68 be awarded as follows:

<u>Contract</u>	<u>Lowest Responsible Bidder</u>	<u>Amount</u>
Contract No. 68	Visone Construction, Inc. 79 Sheldon Avenue Depew, NY 14043	\$1,225,561.87

and be it further

RESOLVED, that authorization is hereby provided for the County Executive and/or 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 Director of Budget and Management and the County Comptroller to allocate up to \$1,000,000.00 in Capital Account No. C.21150 (American Rescue Plan funds) to partially fund Contract No. 68; and be it further

RESOLVED, that authorization is hereby provided for the partial closing of a sum not to exceed \$225,561.87 from Erie County Sewer District No. 6 Capital Reserve Account C.00006 to partially fund Contract No. 68; and be it further

RESOLVED, that authorization is hereby provided for the Division of Budget and Management to process a residual equity transfer of up to \$225,561.87 from Erie County Sewer District No. 6 Capital Reserve Account C.00006 to Erie County Sewer District No. 6 Capital Bond Account C.24651, Fund 430, Fund Center 186; and be it further

RESOLVED, that \$225,561.87 be allocated in ECSD No. 6 Capital Reserve Account C.24651 to fund the project; and be it further

RESOLVED, that the Director of Budget and Management and the County Comptroller are authorized to create and increase estimated revenue and appropriations in Erie County District No. 6 Capital Account No. C.24651 by up to \$225,561.87; and be it further

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

RESOLVED, that any unused capital reserve funds be returned to Erie County Sewer District No. 6 Capital Reserve Account C.00006 and the budget 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 County Comptroller, the Division of Budget and Management, the Department of Law, and the Division of Sewerage Management.
(5-0)

4. COMM. 17E-9 (2024)
COUNTY EXECUTIVE

WHEREAS, the County Legislature of the County of Erie, New York (herein called the "County Legislature" and the "County," respectively), on behalf of the Erie County Sewer District No. 3 in the County (the "District") and pursuant to proceedings heretofore had and taken in accordance with the provisions of Article 5-A of the County Law, including approving orders of the State Comptroller, has established the District; and

WHEREAS, the County identified the need to undertake a substantial sewer system capital improvements project to the Southtowns Advanced Wastewater Treatment Facility; and

WHEREAS, on July 20, 2023 the County Legislature adopted a certain bond resolution entitled:

BOND RESOLUTION OF THE LEGISLATURE OF THE COUNTY OF ERIE, NEW YORK (THE "COUNTY"), AUTHORIZING THE INCREASE AND IMPROVEMENT OF THE FACILITIES OF ERIE COUNTY SEWER DISTRICT NO. 3 (THE "PROJECT"), STATING THE TOTAL ESTIMATED MAXIMUM COST OF THE PROJECT TO BE \$100,000,000, APPROPRIATING SUCH AMOUNT THEREFOR AND AUTHORIZING THE ISSUANCE OF UP TO \$100,000,000 OF BONDS OR OTHER OBLIGATIONS OF THE COUNTY (COLLECTIVELY, THE "OBLIGATIONS") TO FINANCE SUCH APPROPRIATION; AND FURTHER AUTHORIZING ANY AMOUNTS RECEIVED FROM THE UNITED STATES OF AMERICA AND/OR THE STATE OF NEW YORK OR ANY OTHER SOURCE FOR THE PROJECT TO BE EXPENDED TOWARDS THE COST OF THE PROJECT AS INDICATED HEREIN, OR TOWARDS THE REDEMPTION OF ANY OF THE OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR PAYMENT OF THE PRINCIPAL OF AND INTEREST ON THE OBLIGATIONS.

WHEREAS, the cost of such project has increased due to major inflationary pressures, material and labor shortages as well as an overall increase in the cost of the project due to these factors; and

WHEREAS, the Board of Managers of the District has duly directed that there be prepared an updated map, plan and report and revised estimate of cost (as so revised and updated, the "Report" and the "Estimate" respectively and, collectively, the "Report and Estimate") by the County Engineers (i.e., the Erie County Department of Environment and Planning) relating to a proposed increase and improvement of the facilities of the District, which Report and Estimate have been approved by the Board of Managers of the District on April 17, 2024, and subsequent thereto

the Report and Estimate were filed with the County Legislature pursuant to Section 268 of the County Law; and

WHEREAS, the Report and Estimate describe a proposed increase and improvement of the facilities of the District, generally consisting of improvements to the Southtowns Advanced Wastewater Treatment Facility, existing pumping stations, and the sanitary sewer collection system; as more fully described in the Report and Estimate (collectively, “Improvements” or the “Project”); and

WHEREAS, such Project will generally consist of substantial improvements to the Southtowns Advanced Wastewater Treatment Facility, such work being currently anticipated to include, but not necessarily be limited to, disinfection and effluent pumping improvements, ORF and outfall modifications, bioclarifier and aeration/UNOX system improvements including the rehabilitation of existing tanks, solids handling improvements, electrical improvements, equipment replacements and upgrades to backup power generator(s), IT infrastructure and HVAC system improvements, as well as other upgrades that are identified in the additional facility needs evaluation and as more fully identified in (or contemplated by) the Report, with the foregoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto and in connection with the financing thereof; and

WHEREAS, the increased maximum estimated cost of the Project is \$215,000,000, and unless paid for from other sources or charges, such cost will be apportioned among the benefitted real properties in the District in accordance with charges based on usage and/or special assessments based on units, assessed value and/or footage, as these or other applicable cost apportionment standards may be specified in the District's Benefit and User Charge formulas (as those currently exist or as they may be amended from time to time in accordance with the County's sewer rents local law and the rules and procedures adopted by the Board of Managers of the District); and

WHEREAS, pursuant to the County Law the consent of the State Comptroller is required prior to the construction and development of the Project in the District because the cost thereof to the Typical Property (as defined in the County Law) is estimated to exceed the Average Estimated Cost to the Typical Property for similar types of projects, as computed by the State Comptroller, with such cost being estimated to be \$221; and

WHEREAS, the County Legislature has given due consideration to the impact that the Project may have on the environment and, on the basis of such consideration, the County Legislature found that no substantial adverse environmental impact will be caused thereby; and

WHEREAS, the County Legislature and the County have complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act, comprising Article 8 of the Environmental Conservation Law and, in connection therewith, duly issued a negative declaration and/or other applicable documentation concerning the project, which has been filed in the office of the County Clerk; and

WHEREAS, the County Legislature adopted Resolution No. 113-2024 on July 25, 2024, calling a meeting of the County Legislature for the purpose of holding a public hearing on the proposed Project in accordance with the Report and Estimate (the “Public Hearing”); and

WHEREAS, such Resolution No. 113-2024 authorized and directed the Clerk of the County Legislature to publish the notice of the Public Hearing; and

WHEREAS, the Public Hearing was duly held at County Hall, in Buffalo, New York, on September 9, 2024, at 2:00 o'clock P.M., Prevailing Time; and

WHEREAS, notice of the Public Hearing was duly published and filed in the manner provided by law and proof thereof was submitted to the County Legislature.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. Upon the evidence given at the Public Hearing, it is hereby found and determined that it is in the public interest to proceed with the Project and its proposed plan of financing, all as more fully described in the preambles hereto, and the Project is hereby authorized in concept (subject to the County’s obtaining the required approval of the New York State Comptroller) at an increased maximum estimated cost of \$215,000,000.

Section 2. It is hereby found and determined that the parcels and lots of the District shall be benefited by the Project.

Section 3. It is hereby found and determined that the maximum estimated cost of the Project is \$215,000,000, and unless paid for from other sources or charges, such cost to be to be apportioned among the benefitted real properties in the District in accordance with charges based on usage and/or special assessments based on units, assessed value and/or footage, as these or other applicable cost apportionment standards may be specified in the District’s Benefit and User Charge formulas (as those currently exist or as they may be amended from time to time in accordance with the County’s sewer rents local law and the rules and procedures adopted by the Board of Managers of the District).

Section 4. It is hereby found and determined that the cost of the Project shall be financed by the issuance of serial bonds of the County (to be issued pursuant to one or more bond resolutions that are to be adopted by the Legislature in the future) in an amount not to exceed \$215,000,000, and with the balance of the cost of the Project to be annually apportioned within the District as described previously herein.

Section 5. It is hereby found and determined that this resolution shall constitute the declaration (or reaffirmation) of the County’s “official intent” to reimburse (to the extent permitted) expenditures toward the Project with the proceeds of bonds, notes or other obligations, as required by United States Treasury Regulations Section 1.150-2.

Section 6. It is hereby found and determined that the County Legislature has directed that an application for approval be prepared and submitted to the New York State Comptroller’s office,

Newspaper and/or other news media Date given

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public locations(s) on the following dates:

Designated Locations(s) of Posted Notice Date of Posting

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County Legislature this _____ day of _____, 2024.

Olivia Owens, Clerk, Erie County Legislature

(SEAL)
(5-0)

**TIMOTHY J. MEYERS
CHAIR**

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 152

October 17, 2024	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 12
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ALL MEMBERS PRESENT, EXCEPT LEGISLATOR GILMOUR.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 17E-4 (2024)
COMPTROLLER: “Response to Letter Concerning Deputy Comptroller for Audit”
(Chair’s Ruling)
 - b. COMM. 17E-5 (2024)
COMPTROLLER: “Sales and Compensating Use Tax Report - June, July & August 2024”
(Chair’s Ruling)
 - c. COMM. 17E-7 (2024)
COMPTROLLER: “Certificate of Determination - Buffalo Bills Stadium Project Bond”
(Chair’s Ruling)

d. COMM. 17E-20 (2024)
COMPTROLLER: “Department of Law Risk Retention Fund Spending – August 2024”
(Chair’s Ruling)

2. COMM. 17E-18 (2024)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Personnel has identified the need for continued third-party administration services to manage critical employee benefits programs, including Health Flexible Spending Accounts (HFSA), Dependent Care Assistant Accounts, Adoption Assistance Account, Parking and Transit Accounts, Health Reimbursement Accounts (HRA), COBRA Administration, and Retiree Billing Services; and

WHEREAS, an open request for proposals (RFP) was issued in accordance with County policy to identify a qualified provider for these services; and

WHEREAS, a committee comprised of representatives from the Comptroller's Office and the Personnel Department was convened to review the proposals submitted in response to the RFP; and

WHEREAS, after a thorough evaluation process, P&A Group was the consensus choice of the committee, based on their expertise, cost-effective service offerings, and their ability to meet the needs of Erie County's employee benefits program; and

WHEREAS, the agreed-upon pricing for these services is as follows:

- Health Flexible Spending Accounts: \$2.50 Price per Participant per Month (PPPM)
- Dependent Care Assistant Accounts: \$2.50 PPPM
- Adoption Assistance Account: \$2.50 PPPM
- Parking and Transit Accounts: \$2.50 PPPM
- Health Reimbursement Accounts: \$2.50 PPPM
- Retiree Billing: \$3.75 PPPM
- COBRA Administration: \$0.39 per eligible employee per month.

and

WHEREAS, the term of this contract will be for three (3) years, with an option for two (2) one-year extensions, providing stability and continuity in the administration of these critical benefits; and

WHEREAS, the contract costs are allocated per participant per month based on the services utilized via available funding in the 2025 Personnel Budget Professional Services, with flexible spending accounts generating net savings for Erie County due to payroll tax (FICA) reductions; and

WHEREAS, failure to authorize this contract would result in significant operational challenges, including the need to develop costly internal capabilities to manage these services, potential inefficiencies, and the risk of non-compliance with federal regulation.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive or Deputy County Executive to enter into a contract with Priselac & Associates (P&A) Group for the provision of Third-Party Administration Services, effective January 1, 2025, for a term of three (3) years, with an option for two (2) one-year extensions; and be it further

RESOLVED, that the County Executive or Deputy County Executive is hereby authorized to execute all necessary documents to effectuate this contract; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the: County Executive, Commissioner of Personnel, County Comptroller, County Attorney and the Division of Budget and Management.

(4-0)

**MICHAEL H. KOOSHOIAN
CHAIR**

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 153

October 17, 2024	PUBLIC SAFETY COMMITTEE REPORT NO. 15
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ALL MEMBERS PRESENT, EXCEPT CHAIR GILMOUR.
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER

1. COMM. 17E-1 (2024)
SHERIFF

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 Community Reintegration Division works diligently to assist incarcerated individuals as they reenter society upon release; and

WHEREAS, the partnership between the Erie County Sheriff's Office and Peaceprints of WNY to administer the Project Blue program has been a resounding success; and

WHEREAS, the U.S. Department of Justice, Bureau of Justice Assistance has awarded the Erie County Sheriff's Office \$1,000,000.00 as part of its Smart Reentry: Housing Demonstration Program for FY2024; and

WHEREAS, this federal funding will be used to support a partnership between the Erie County Sheriff's Office, Peaceprints of WNY and the Osborne Association; and

WHEREAS, these partners will assist approximately 40 incarcerated individuals as they seek stable and affordable housing upon release from Erie County Sheriff's Office custody.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Legislature authorizes the County Executive and Erie County Sheriff's Office to enter into an agreement with the U.S. Justice Department, Bureau of Justice Assistance to accept grant funding in the amount of \$1,000,000.00 through the Smart Reentry: Housing Demonstration Program for FY2024; and be it further

RESOLVED, the Erie County Legislature authorizes the County Executive and Erie County Sheriff's Office to amend its contract with Peaceprints of WNY, 1001 E. Delavan Ave., Unit 22, Buffalo, NY 14215 as necessary to administer this program; and be it further

RESOLVED, the Erie County Legislature authorizes the County Executive and Erie County Sheriff's Office to enter into an agreement with the Osborne Association, 175 Remsen St., Brooklyn, NY 11201 as necessary to administer this program; and be it further

RESOLVED, the Division of Budget and Management is authorized to establish funding in Grant Fund 281, Fund Center 116 as follows:

Erie County Sheriff's Office
116REENTRY2427
October 1, 2024 – September 30, 2027

<u>APPROPRIATIONS</u>	<u>INCREASE</u>
500000 – Full Time Salaries	\$31,095.00
502000 – Fringe Benefits	\$15,546.00
<u>516010 – Contractual</u>	<u>\$953,359.00</u>
TOTAL APPROPRIATIONS	\$1,000,000.00
<u>REVENUE</u>	<u>INCREASE</u>
414000 – Federal Revenue	\$1,000,000.00
TOTAL REVENUE	\$1,000,000.00

and be it further

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

RESOLVED, the Director of Budget and Management is authorized to make any technical adjustments necessary to accept this funding and allocate the funds; and be it further

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

(5-0)

2. COMM. 17E-2 (2024)
SHERIFF

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 U.S. Department of Homeland Security has awarded the Erie County Sheriff's Office \$33,210.00 as part of its Port Security Grant Program for FY2024; and

WHEREAS, as a condition of this award, \$11,070.00 in non-federal funds must be contributed; and

WHEREAS, \$11,070.00 will be utilized from the Erie County Sheriff's Office Police Services Division budget (Fund 110, Fund Center 11510), 561410 – Lab & Tech Equipment; and

WHEREAS, the combined \$44,280.00 will be utilized to purchase four (4) Binocular Night Vision Devices; and

WHEREAS, authorization is required from the Erie County Legislature for Erie County to enter into agreement to accept this federal funding.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Legislature authorizes the County Executive and Erie County Sheriff's Office to enter into an agreement with the U.S. Department of Homeland Security to accept grant funding in the amount of \$33,210.00 for FY2024 through the Port Security Grant Program; and be it further

RESOLVED, the Division of Budget and Management is authorized to establish funding in the Erie County Sheriff's Office, Police Services Division operating budget (Fund 110, Fund Center 11510) as follows:

<u>REVENUE</u>	<u>INCREASE</u>
414000 – Federal Revenue	\$33,210.00
TOTAL	\$33,210.00

<u>APPROPRIATIONS</u>	<u>INCREASE</u>
<u>561410 – Lab & Tech Equipment</u>	<u>\$33,210.00</u>
TOTAL	\$33,210.00

and be it further

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

RESOLVED, the Director of Budget and Management is authorized to make any technical adjustments necessary to accept this funding and allocate the funds; and be it further

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

(5-0)

3. COMM. 17E-6 (2024)
SHERIFF

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, K9 Ciro retired from the Erie County Sheriff's Office K9 Unit on September 21, 2024; and

WHEREAS, Deputy Matthew Sirianni was K9 Ciro's handler; and

WHEREAS, the Erie County Sheriff's Office wishes to transfer ownership of K9 Ciro to Deputy Matthew Sirianni.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Legislature authorizes the County Executive and Erie County Sheriff's Office to enter into an agreement to transfer ownership of K9 Ciro to Deputy Matthew Sirianni for the consideration of \$1.00; and be it further

RESOLVED, Deputy Sirianni shall assume full responsibility for Ciro under such agreement and shall hold Erie County and the Erie County Sheriff's Office harmless against any and all liability; and be it further

RESOLVED, Certified copies of this resolution shall be forwarded to the Erie County Executive, the Purchasing Department, the County Attorney, the Erie County Comptroller, the Division of Budget and Management and the Erie County Sheriff's Office.

(5-0)

4. COMM. 17E-19 (2024)
COUNTY EXECUTIVE & SHERIFF

WHEREAS, the expansion of emergency medical services provided by the Erie County Sheriffs Office and Health Department's Division of Emergency Medical Services has expanded due to required emergency planning and response, creation of the County ambulance service, and other Emergency Medicine areas; and

WHEREAS, the Erie County Sheriffs Office and Health Department's Division of Emergency Medical Services is seeking authorization to create a part time Regional Medical Director position within the Division of Police Services; and

WHEREAS, this position will provide the medical expertise necessary related to public health emergency planning and response, ambulance service delivery, Medical Emergency Radio System (MERS), EMT education, and operational medical services provided by the Erie County Sheriffs Office, and directing and supervising professional and technical personnel and medical volunteers in these services and others as needed; and

WHEREAS, this position would formalize a Medical Director as required for various state and federal regulations and oversight on the delivery of the various emergency medical services as needed.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive or Deputy County Executive the creation of one (1) part-time Regional Medical Director, Job Group 26, Managerial Confidential (B-100 #14487) effective October 10, 2024; and be it further

RESOLVED, that sufficient funding due to vacancy savings exists within the Division of Police Services 2024 Budget (Fund 110, Funds Center 11510) Account 500010 - Part Time - Wages; 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 Office of the Sheriff, the Department of Health, and the Department of Personnel.

(5-0)

**TIMOTHY J. MEYERS
ACTING CHAIR**

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 154

October 17, 2024	ECONOMIC DEVELOPMENT COMMITTEE REPORT NO. 15
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ALL MEMBERS PRESENT, EXCEPT CHAIR GILMOUR.
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. COMM.17E-13 (2024)
COUNTY EXECUTIVE

WHEREAS, the Erie County Legislature authorized the Rehabilitation of Abbott and Willet Roads construction contract with D&H Excavating via COMM 7E-21 (2024) on April 25, 2024; and

WHEREAS, Erie County Division of Sewer Management requires repairs to their facilities within the limits of this contract and requests a change order to this construction contract, thus achieving these repairs; and

WHEREAS, an agree price change order, not exceed \$70,000 can accomplish these repairs; and

WHEREAS, the necessary funds for this change order are available from Erie County Sewer Districts No. 6 and No. 3's operating budgets.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to execute a change order to the Rehabilitation of Abbott and Willet Roads project, CAP-004.187-22 in an amount not to exceed \$70,000; and be it further

RESOLVED, that monies for this change order are available from GL 516020 in both:

Erie County Sewer District No. 6 – Fund 220, Cost Center 1861010	\$27,000
Erie County Sewer District No. 3 – Fund 220, Cost Center 1831010	\$43,000

and be it further

RESOLVED, that authorization is hereby given to the Division of Budget and Management to adjust the revenues of the approved Capital Budget, Fund 420, Fund Center 123, SAP project B.23050.2.5 – 2023 Capital Overlay with those funds list above from the Erie County Sewer Districts; and be it further

RESOLVED, that authorization is hereby given for the Division of Budget and Management to make any technical adjustments to effectuate this resolution; 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, the Division of Sewer Management and the Office of the Comptroller.

(5-0)

2. COMM. 17E-14 (2024)
COUNTY EXECUTIVE

WHEREAS, it is necessary to rehabilitate Dodge Road (CR 45) from Hopkins Road to Transit Road, including pavement resurfacing and drainage replacement; and

WHEREAS, the Department of Public Works (DPW) received engineering design proposals for the Rehabilitation of Dodge Road on August 1, 2024; and

WHEREAS, the selected consultant was CPL Architecture, Engineering and Planning Team (CPL), utilizing the County's selection process as the firm with the necessary expertise, experience, and manpower to provide the County of Erie with design engineering services for the rehabilitation of the above noted project; and

WHEREAS, it is desired to execute a contract with CPL for design engineering services in the amount of \$518,124 with a contingency in the amount of \$51,876; and

WHEREAS, the necessary funds for the design engineering contract and contingency are \$570,000, and are available in Fund 420, Funds Center 123, Capital Project B.17003 – 2017 Preservation of Roads, B.18004 – 2018 Preservation of Roads, and B.24004 Preservation of Roads – General Road Design.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County of Erie to participate in the Rehabilitation of Dodge Road, CAP-45-2024 (the "Project"); and be it further

RESOLVED, that authorization is hereby given for the County Executive or Deputy County executive to execute a contract with CPL, the selected Project Design Engineers, for engineering design services in the amount of \$518,124; and be it further

RESOLVED, that authorization is given for the sum of \$51,876 be allocated to a Project Contingency Fund with authorization for the County Executive to approve change orders and amendments in an amount not to exceed the Contingency Fund; and be it further

RESOLVED, that the Erie County Legislature hereby authorizes that \$570,000 be appropriated for the Rehabilitation of Dodge Rd. (CR45) from Fund 420, Fund Center 123 in the amounts and from SAP accounts as follows:

Engineering design services

B.17003 – 2017 Preservation of Roads	\$ 5,086.13
B.18004 – 2018 Preservation of Roads	\$ 3,000.00
B.24004 – 2024 Preservation of Roads – General Road Design	<u>\$ 561,913.87</u>

\$ 570,000.00

and be it further

RESOLVED, that authorization is hereby given to the County Executive to execute any necessary change orders, amendments to contracts and agreements; and be it further

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

RESOLVED, that three 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.

(5-0)

3. COMM. 17E-15 (2024)
COUNTY EXECUTIVE

WHEREAS, the Legislature of Erie County authorized the 2022 On-Call General Civil Engineering and Land Survey Services Term Agreement Contracts with Greenman-Pedersen, Inc. (GPI) and DiDonato Associates Engineers and Architects (DiDonato) in COMM 2E-21 (2023) on February 2, 2023; and

WHEREAS, these contracts provide the ability to access general civil engineering and land survey services enabling an efficient and timely response to problems, emergency situations and issues that are of limited size and scope; and

WHEREAS, the initial funding for the Term Agreement has been exhausted and in order to add tasks to the existing contracts for the continuation of the three-year period ending in 2025 it is necessary to increase the authorization via an Amendment; and

WHEREAS, the necessary funds for the amendment are available in Fund 420, Funds Center 123, Capital Project B.22011 – On Call General.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to execute an amendment to the 2022 On-Call General Civil Engineering and Land Survey Services Term Agreement contracts with Greenman-Pedersen, Inc. (GPI) and DiDonato Associates Engineers and Architects (DiDonato) in an amount not to exceed \$400,000 collectively; and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the sum of \$400,000 be appropriated for the amendment from Fund 420, Funds Center 123, Project WBS B.22011 – 2022 On Call General; and be it further

RESOLVED, that authorization is hereby given for the Division of Budget and Management to make any technical adjustments to effectuate this resolution; 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.
(5-0)

4. COMM. 17E-16 (2024)
COUNTY EXECUTIVE

WHEREAS, on March 3, 2022 your Honorable Body authorized the Construction Contracts for the Rath Building Elevator Modernization project via Comm. 4E-8 (2022); and

WHEREAS, the loading dock elevator (elevator number 13) and the high-rise freight elevator (elevator number 9) have never been upgraded, are original to the building, and are essential for the operations of the Rath Building to move large materials, supplies, equipment, etc. about the building; and

WHEREAS, unforeseen conditions were encountered during the project that exposed deteriorated machine components and structural elements of freight elevators 9 & 13; and

WHEREAS, these freight elevators are designed to carry heavier loads than passenger elevators; and

WHEREAS, the unforeseen conditions must be addressed to ensure the safe, reliable conveyance of heavy materials in the building; and

WHEREAS, the unforeseen conditions made it necessary for the Construction Contingency Fund to be increased to address the concerns.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the Department of Public Works to increase the current construction contingency fund by \$100,000 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 Contract Amendments will be negotiated and issued to the previously approved contractors on site to complete the additional work; and be it further

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

RESOLVED, that sufficient funding for all the above is available in Fund 410, Funds Center 122 as follows:

A.21106 – 2021 Mechanical Electrical Plumbing	\$100,000.00
Total	\$100,000.00

and be it further

RESOLVED, that any contingency funds that remain unspent will be returned to the capital budget as applicable; 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.
(5-0)

5. COMM. 17E-17 (2024)
COUNTY EXECUTIVE

WHEREAS, the Department of Parks, Recreation and Forestry oversees the current tee time system which has been deemed to be outdated and not user friendly, resulting in unhappy golfers/members; and

WHEREAS, the Department of Parks, Recreation and Forestry issued a Request for Proposal (RFP) in July, 2024, RFP # 2024-033VF; and

WHEREAS, Lightspeed Commerce Inc. responded to the RFP with a strong proposal; and

WHEREAS, the Department of Parks, Recreation and Forestry wishes to have Lightspeed Commerce Inc. develop new solutions for increased efficiency and better golfer experience for their Tee Time System in the estimated amount of \$15,000.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive or Deputy County Executive to enter into contract with Lightspeed Commerce Inc. in the amount of \$15,000 to develop new solutions with use of their Tee Time Software System; and be it further

RESOLVED, that sufficient funds to cover the cost of this contract already exist within the Department of Parks, Recreation and Forestry Operating Budget, Fund 110, Funds Center 16410, Account 516020 – Professional Services Contracts and Fees; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive's Office, Comptroller's Office, Department of Parks, Recreation and Forestry, and Division of Budget and Management.
(5-0)

**JEANNE M. VINAL
ACTING CHAIR**

LEGISLATOR RESOLUTIONS

There were none.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

There were none.

SUSPENSION OF THE RULES

Item 14 - MR. MEYERS moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 18E-39 from KOOSHOIAN Re: Lease for Legislative Office Space

MR. MEYERS moved for immediate consideration and approval of COMM. 18E-39. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 155

RESOLVED, the Erie County Executive is hereby authorized to sign a 14-month Lease Agreement with Hertel Properties, LLC for Legislative office space for Michael Kooshoian, located at 100 Commonwealth Ave., Buffalo, NY 14216 for a monthly rate of \$925 and utilities.

Item 15 - MR. MEYERS moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 18E-40 from BARGNESI Re: Letter of Absence from Legislative Session No. 17

Received, filed and printed.

October 24, 2024

Olivia Owens, Clerk
Erie County Legislature
92 Franklin Street
Buffalo, NY 14202

Dear Clerk Owens,

This letter is to explain my absence from the October 10, 2024 Legislature Session #17. Due to recovery from recent surgery, I was unable to attend the meeting.

Please enter the aforementioned into the Legislature's official record.

Sincerely,
John A. Bargnesi, Jr.
Erie County Legislator, District 4

Item 16 - MR. MEYERS moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 18E-41 from BASKIN Re: Discussion Request for Intro. 17-1 in the Finance & Management Committee

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE COUNTY EXECUTIVE

Item 17 – (COMM. 18E-1) 2025 Proposed Erie County Budget

Received and referred to the FINANCE & MANAGEMENT BUDGET COMMITTEE.

FROM THE COMPTROLLER

Item 18 – (COMM. 18E-2) 2025 Tentative Budget Revenue and Major Expenditure Estimates

Received and referred to the FINANCE & MANAGEMENT BUDGET COMMITTEE.

FROM THE COMPTROLLER

Item 19 – (COMM. 18E-3) 2024 Buffalo Bills Stadium Bond Sale

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM VINAL

Item 20 – (COMM. 18E-4) Charter Revision Commission Appointment

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM GILMOUR

Item 21 – (COMM. 18E-5) Charter Revision Commission Appointment

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM BARGNESI

Item 22 – (COMM. 18E-6) Charter Revision Commission Appointment
Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM KOOSHOIAN

Item 23 – (COMM. 18E-7) Charter Revision Commission Appointment
Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COUNTY CLERK

Item 24 – (COMM. 18E-8) Charter Revision Commission Appointment
Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE SHERIFF

Item 25 – (COMM. 18E-9) Charter Revision Commission Appointment
Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM LORIGO

Item 26 – (COMM. 18E-10) Charter Revision Commission Appointment
Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM TODARO

Item 27 – (COMM. 18E-11) Charter Revision Commission Appointment
Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM GREENE

Item 28 – (COMM. 18E-12) Charter Revision Commission Appointment
Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM MILLS

Item 29 – (COMM. 18E-13) Charter Revision Commission Appointment
Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM DUPRE

Item 30 – (COMM. 18E-14) Charter Revision Commission Appointment
Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM BASKIN

Item 31 – (COMM. 18E-15) Charter Revision Commission Appointment
Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM MEYERS

Item 32 – (COMM. 18E-16) Charter Revision Commission Appointment
Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE DISTRICT ATTORNEY

Item 33 – (COMM. 18E-17) Charter Revision Commission Appointment
Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COUNTY CLERK

Item 34 – (COMM. 18E-18) Resolution to Authorize Charging of Bulk Data Fees at EC Clerk's Office

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 35 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 156

RE: Omnibus Re-Appropriation of
Unexpended ARPA Funds
(COMM. 18E-19)

WHEREAS, the Erie County Department of Parks, Recreation and Forestry (Parks) received a total of \$14.4 million in American Rescue Plan Act (“ARPA”) funding under the Revenue Replacement Expense Category as part of COMM. 13E-15 (2021) American Rescue Plan Omnibus Spending Package – the “RENEW Plan”, and

WHEREAS, the Parks Department has completed nearly \$8.4 million in ARPA work through September 2024, and

WHEREAS, the ARPA Final Rule requires that all funding be fully obligated by December 31, 2024 and expended by December 31, 2026 or else returned to U.S. Treasury; and

WHEREAS, as a result of several projects being completed under budget and delays in the process of restoring the Wendt Beach Mansion and Stables, the Parks Department will have \$1,724,295.26 in ARPA funding remaining that needs to be obligated by December 31, 2024; and

WHEREAS, capital projects related to major enhancements at Isle View Park in Tonawanda and the Agribusiness Park in Eden managed by the Department of Environment and Planning have been identified as being in a shovel ready state and able to obligate funds in advance of the December 31, 2024 deadline; and

WHEREAS, the Isle View Enhancement and Agribusiness Park Projects are eligible for American Rescue Plan Act funding under the Revenue Replacement Expense Category 6.1 – Provision of Government Services; and be it further

WHEREAS, resolutions have been submitted to this Honorable Body by the Department of Environment and Planning requesting authorization to enter into contracts for the use of these funds upon re-appropriation of these funds

WHEREAS, the County share pay-as-you-go funding that is supplanted by the use of these ARPA funds will be transferred back into a Parks Department capital project for later use related to the Wendt Beach Mansion and Stables renovations.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes a total of \$1,724,295.26 in unexpended American Rescue Plan Act funding remaining with the Department of Parks, Recreation & Forestry (Fund 410, Funds Center 164) Capital Project A.21161 – Parks Expanded Capital Program and the Division of Building & Grounds (Fund 410, Funds Center 12220) Capital Project A.21162 – Parks Managed by DPW Expanded Capital Program be re-appropriated into the Department of Environment and Planning (Fund 410, Funds Center 162) Capital Projects A.22054 – Isle View Park Enhancement Project and A.20009 – Erie County Agribusiness Park as follows:

Project A.21161
Parks Expanded Capital Program
Fund 410, Funds Center 164

REVENUES	BUDGET	CHANGE	REVISED BUDGET
414000 Federal Aid	\$ 202,854.00	\$ 0.00	\$ 202,854.00
486000 Interfund Revenue Subsidy	\$ 200,000.00	\$ 0.00	\$ 200,000.00
486050 Interfund Revenue Subsidy ARPA	<u>\$2,854,904.00</u>	<u>(\$148,404.78)</u>	<u>\$2,706,499.22</u>

\$3,257,758.00 (\$148,404.78) \$3,109,353.22

APPROPRIATIONS

Capital Project Expense \$3,257,758.00 (\$148,404.78) \$3,109,353.22

TOTAL \$3,257,758.00 (\$148,404.78) \$3,109,353.22

Project A.21162
 Parks Managed by DPW Expanded Capital Program
 Fund 410, Funds Center 12220

REVENUES	BUDGET	CHANGE	REVISED BUDGET
486000 Interfund Revenue Subsidy	\$ 182,293.81	\$ 0.00	\$ 182,293.81
486050 Interfund Revenue Subsidy ARPA	<u>\$8,292,475.73</u>	<u>(\$1,575,890.48)</u>	<u>\$6,716,585.25</u>
	<u>\$8,474,769.54</u>	<u>(\$1,575,890.48)</u>	<u>\$6,898,879.06</u>

APPROPRIATIONS

Capital Project Expense \$8,474,769.54 (\$1,575,890.48) \$6,898,879.06

TOTAL \$8,474,769.54 (\$1,575,890.48) \$6,898,879.06

Project A.22054
 Isle View Park Enhancement Project
 Fund 410, Funds Center 162

REVENUES	BUDGET	CHANGE	REVISED BUDGET
486000 Interfund Revenue Subsidy	\$350,000.00	\$ 0.00	\$ 350,000.00
486050 Interfund Revenue Subsidy ARPA	<u>\$ 0.00</u>	<u>\$1,224,295.26</u>	<u>\$1,224,295.26</u>
	<u>\$350,000.00</u>	<u>\$1,224,295.26</u>	<u>\$1,574,295.26</u>

APPROPRIATIONS

Capital Project Expense \$350,000.00 \$1,224,295.26 \$1,574,295.26

TOTAL \$350,000.00 \$1,224,295.26 \$1,574,295.26

Project A.20009
 Erie County Agribusiness Park
 Fund 410, Funds Center 162

REVENUES	BUDGET	CHANGE	REVISED BUDGET
486000 Interfund Revenue Subsidy	\$500,000.00	\$ 0.00	\$ 500,000.00
486050 Interfund Revenue Subsidy ARPA	<u>\$ 0.00</u>	<u>\$500,000.00</u>	<u>\$ 500,000.00</u>
	<u>\$500,000.00</u>	<u>\$500,000.00</u>	<u>\$1,000,000.00</u>

APPROPRIATIONS

Capital Project Expense \$500,000.00 \$500,000.00 \$1,000,000.00

TOTAL	<u>\$500,000.00</u>	<u>\$500,000.00</u>	<u>\$1,000,000.00</u>
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and be it further

RESOLVED, that authorization is hereby given for a total of \$1,550,000 in unexpended county share funding remaining in Department of Environment and Planning (Fund 410, Funds Center 162) Capital Projects A.22054 – Isle View Park Enhancement Project, A.19075 – Shoreline Trail Enhancement Project and A.20009 – Erie County Agribusiness Park be re-appropriate into the Department of Parks, Recreation & Forestry (Fund 410, Funds Center 164) Capital Project A.24005 – Countywide Parks Improvements & ADA Accessibility Project as follows:

Project A.22054
Isle View Park Enhancement Project
Fund 410, Funds Center 162

REVENUES	BUDGET	CHANGE	REVISED BUDGET
486000 Interfund Revenue Subsidy	\$ 350,000.00	(\$350,000.00)	\$ 0.00
486050 Interfund Revenue Subsidy ARPA	<u>\$1,224,295.26</u>	<u>\$ 0.00</u>	<u>\$1,224,295.26</u>
	<u>\$1,574,295.26</u>	<u>(\$350,000.00)</u>	<u>\$1,224,295.26</u>
APPROPRIATIONS			
Capital Project Expense	<u>\$1,574,295.26</u>	<u>(\$350,000.00)</u>	<u>\$1,224,295.26</u>
TOTAL	<u>\$1,574,295.26</u>	<u>(\$350,000.00)</u>	<u>\$1,224,295.26</u>

Project A.19075
2019 Shoreline Trail Enhancement Project
Fund 410, Funds Center 162

REVENUES	BUDGET	CHANGE	REVISED BUDGET
409000 State Aid Revenue	\$ 625,000.00	\$ 0.00	\$ 625,000.00
409010 State Aid - Other	\$1,529,785.00	\$ 0.00	\$1,529,785.00
420499 Other Local Source Revenue	\$1,065,068.00	\$ 0.00	\$1,065,068.00
486000 Interfund Revenue Subsidy	<u>\$ 700,000.00</u>	<u>(\$700,000.00)</u>	<u>\$ 0.00</u>
	<u>\$3,919,853.00</u>	<u>(\$700,000.00)</u>	<u>\$3,219,853.00</u>
APPROPRIATIONS			
Capital Project Expense	<u>\$3,919,853.00</u>	<u>(\$700,000.00)</u>	<u>\$3,219,853.00</u>
TOTAL	<u>\$3,919,853.00</u>	<u>(\$700,000.00)</u>	<u>\$3,219,853.00</u>

Project A.20009
Erie County Agribusiness Park
Fund 410, Funds Center 162

REVENUES	BUDGET	CHANGE	REVISED
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			BUDGET
486000 Interfund Revenue Subsidy	\$ 500,000.00	(\$500,000.00)	\$ 0.00
486050 Interfund Revenue Subsidy ARPA	\$ 500,000.00	\$ 0.00	\$500,000.00
	<u>\$1,000,000.00</u>	<u>(\$500,000.00)</u>	<u>\$500,000.00</u>
APPROPRIATIONS			
Capital Project Expense	\$1,000,000.00	(\$500,000.00)	\$500,000.00
TOTAL	<u>\$1,000,000.00</u>	<u>(\$500,000.00)</u>	<u>\$500,000.00</u>

Project A.24005
Countywide Parks Improvements & ADA Accessibility Project
Fund 410, Funds Center 164

REVENUES	BUDGET	CHANGE	REVISED BUDGET
486000 Interfund Revenue Subsidy	\$ 0.00	\$1,550,000.00	\$1,550,000.00
475000 Gen Obligation Bond Proceeds	\$750,000.00	\$ 0.00	\$ 750,000.00
	<u>\$750,000.00</u>	<u>\$1,550,000.00</u>	<u>\$2,300,000.00</u>
APPROPRIATIONS			
Capital Project Expense	\$350,000.00	\$1,550,000.00	\$2,300,000.00
TOTAL	<u>\$350,000.00</u>	<u>\$1,550,000.00</u>	<u>\$2,300,000.00</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 ensure the successful transfer of all intended funds among Capital Projects A.19075, A.20009, A.21161, A.21162, A.22054, and A.24005; and be it further

RESOLVED, that certified copies each of this resolution be sent to the County Executive's Office, Comptroller's Office, Division of Budget and Management, Division of Buildings and Grounds, Department of Parks, Recreation and Forestry and Department of Environment and Planning.

FROM THE COUNTY EXECUTIVE

Item 36 – (COMM. 18E-20) Isle View Park Enhancement Project - Authorization to Accept Grant Funding & Enter into an Agreement for Construction

Item 37 – (COMM. 18E-21) Contract with ECIDA for the Agribusiness Park - Road Construction & Building Demolition

Item 38 – (COMM. 18E-22) Authorization to Contract - FeedMore Consolidated Campus Project

Item 39 – (COMM. 18E-23) WNY Stormwater Coalition - Stormwater Management Practice Mapping Project

Item 40 – (COMM. 18E-24) PILOT Agreement for Artspace Buffalo Lofts, City of Buffalo

Item 41 – (COMM. 18E-25) PILOT Agreement for AD Price I Extension, City of Buffalo

Item 42 – (COMM. 18E-26) ECSD No. 1 - Contract No. 46 Construction Close Out

Item 43 – (COMM. 18E-27) ECSD No. 6 - Lackawanna WRRF Digestion & Solids Management Upgrades Project

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

FROM THE COUNTY EXECUTIVE

Item 44 – (COMM. 18E-28) ECSD No. 4 - Order on Consent Compliance Services

Item 45 – (COMM. 18E-29) ECSD Nos. 1 & 2 - Engineer Term Contract Agreement (JMD-6)

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

FROM THE COUNTY EXECUTIVE

Item 46 – (COMM. 18E-30) Wendt Beach Mansion and Stables Core & Shell Renovation Project

Item 47 – (COMM. 18E-31) Grover Cleveland Gold Course Schenk House & Restroom Renovation Project - Design Contingency Fund Increase

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

FROM THE COUNTY EXECUTIVE

Item 48 – (COMM. 18E-32) Authorization to Enter into Contract with Orchard Park Fire District

Item 49 – (COMM. 18E-33) Department of Homeland Security & Emergency Services, Transfer of Funds - 2024 Operating Budget

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

FROM THE COUNTY EXECUTIVE

Item 50 – (COMM. 18E-34) Authorization to Accept Grant Funding & Enter into Contract for Green Infrastructure Grant Program

Item 51 – (COMM. 18E-35) Reconstruction of Pine St. - Contracts for Construction & Engineering Services

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

FROM THE COUNTY EXECUTIVE

Item 52 – (COMM. 18E-36) Purchase of 2024 & Any Unsold Tax Lien Certificate

Item 53 – (COMM. 18E-37) Department of Personnel - Authorization to Enter into Contract with PerkSpot Cost-Free Employee

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

FROM THE SHERIFF

Item 54 – (COMM. 18E-38) Reallocation of Funds

Received and referred to the PUBLIC SAFETY COMMITTEE.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE DEPARTMENT OF PERSONNEL COMMISSIONER

Item 55 – (COMM. 18D-1) Budget Resolution 13 Compliance

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COUNTY ATTORNEY

Item 56 – (COMM. 18D-2) Transmittal of New Claims Against Erie County

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COUNTY ATTORNEY

Item 57 – (COMM. 18D-3) Designation of Attorney on Behalf of ECC

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE DIRECTOR OF BUDGET & MANAGEMENT

Item 58 – (COMM. 18D-4) August 2024 Budget Monitoring Report

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE CHIEF ETHICS OFFICER

Item 59 – (COMM. 18M-1) Disclosure Letter

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM EMC MEMBER

Item 60 – (COMM. 18M-2) Resignation Letter

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE ECWA

Item 61 – (COMM. 18M-3) ECWA 2025 Operating & Maintenance and Capital Budgets

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE EC AGRICULTURAL & FARMLAND PROTECTION BOARD

Item 62 – (COMM. 18M-4) 2024 Report - Section 303-B of the Agriculture & Markets Law

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

ANNOUNCEMENTS

Item 63 – Chair Baskin announced that the Legislature will conduct committee meetings on Thursday, October 31, 2024, and the schedule will be distributed. Chair Baskin further announced that the next session of the Legislature will be held on Thursday, November 7, 2024. Finally, Chair Baskin announced that the Departmental Hearings for the 2025 Proposed Budget will be held on November 12th & 13th and that the Public Hearing for the 2025 Proposed Budget will be held on November 18th at 6PM.

MEMORIAL RESOLUTIONS

Item 64 – Legislator Greene requested that when the Legislature adjourns, it do so in memory of Flora B. Leamer.

Item 65 – Legislator Lorigo requested that when the Legislature adjourns, it do so in memory of Gregory Culver, Charlie Lorigo, and David Kims.

ADJOURNMENT

Item 66 – At this time, there being no further business to transact, CHAIR BASKIN announced that the Chair would entertain a Motion to Adjourn.

MR. MEYERS moved that the Legislature adjourn until Thursday, November 7, 2024 at 12:00 Noon. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

CHAIR BASKIN declared the Legislature adjourned until Thursday, November 7, 2024 at 12:00 Noon.

OLIVIA M. OWENS
CLERK OF THE LEGISLATURE