

**ERIE COUNTY LEGISLATURE
MEETING NO. 2
JANUARY 16, 2025**

The Legislature was called to order by Chair Meyers.

All members present.

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

The Pledge of Allegiance was led by Mr. Greene.

Item 1 – Chair Meyers tabled the Rules of the Legislature for 2025.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MR. GILMOUR moved for the approval of the minutes for Meeting Number 1 from 2025. MR. KOOSHOIAN seconded.

CARRIED UNANIMOUSLY.

Item 4 – No Public Hearings.

MISCELLANEOUS RESOLUTIONS

Item 5 – Miscellaneous Resolutions were offered, as follows:

MAJORITY CAUCUS	Recognizing Birth Defects Awareness Month
MAJORITY CAUCUS	Recognizing National Poverty Awareness Month
DUPRE	Acknowledging and Honoring Merryl Tengesdal
ST. JEAN TARD & VINAL	Recognizing Cervical Cancer Awareness Month
ST. JEAN TARD	Acknowledging and Honoring Karen New Year
ST. JEAN TARD	Honoring Bessie Patterson at the Martin Luther King, Jr. Celebration
KOOSHOIAN	Congratulating St. Joes Head Coach Mike Corona - The Buffalo News Coach of the Year
KOOSHOIAN	Honoring and Recognizing Elijah Kimble - 2024 Dick Gallagher Buffalo

	News Player of the Year
VINAL	Celebrating and Honoring National India Republic Day
GREENE & VINAL	Honoring and Thanking Jon Kemp for His 50 Years of Service With Main-Transit Fire Hall
GREENE	Honoring and Thanking Michael Burkhardt for 60 Years of Service to Clarence Fire Company
GREENE	Honoring and Thanking Brother Edward Lewis for 50 Years of Service with the Clarence Fire Company
GREENE	Honoring and Thanking Nathaniel Huck for His Contributions to Ten Lives Club
GREENE	Honoring and Thanking Chief Christopher Kaplewicz for 16 Years of Dedicated Service
TODARO	Recognizing Ricky Andres on His 100th Career Win as a Lancaster Legend Varsity Wrestler
TODARO	Congratulating Lily Iozzia on Being Named Monsignor Martin Player of the Year in Girls Soccer
TODARO	Congratulating Carson Tyler on Being Named New York State Volleyball Gatorade Player of the Year
LORIGO	Recognizing Al Roberts for 35 Years of Service to the Blossom Volunteer Fire Company
LORIGO	Recognizing Leah Nolan Torres on Her Election to 3rd Assistant Chief of the Jamison Road Volunteer Fire Company
LORIGO	Recognizing Charles Bethge for 55 Years of Service to the Spring Brook Volunteer Fire Company
LORIGO	Recognizing J. Jay Gnojek for 40 Years of Service to the Spring Brook Volunteer Fire Company
LORIGO	Recognizing the West Seneca Woman's Club as the West Seneca Chamber of Commerce 2025 Community Service Organization of the Year
LORIGO	Recognizing Claudia Emmerson as the West Seneca Chamber of Commerce 2025 Citizen of the Year
LORIGO	Recognizing the West Seneca Art Society as the West Seneca Chamber of

Commerce 2025 Chamber Member of the Year

LORIGO	Recognizing Sgroi Lawley as the West Seneca Chamber of Commerce 2025 Business of the Year
LORIGO	Recognizing Sydney Sterlace as the West Seneca Chamber of Commerce 2025 Gerald Hathaway Young Entrepreneur of the Year
LORIGO	Recognizing Gail Bielanin as the West Seneca Chamber of Commerce 2025 Educator of the Year
LORIGO	Recognizing the Kiwanis Club of West Seneca during World Kiwanis Week
LORIGO	Recognizing the Kiwanis Club of Springville during World Kiwanis Week
LORIGO	Recognizing the Kiwanis Club of Holland during World Kiwanis Week
LORIGO	Recognizing the Kiwanis Club of Wales during World Kiwanis Week
LORIGO	Recognizing the Kiwanis Club of East Aurora during World Kiwanis Week
LORIGO	Recognizing the Kiwanis Club of Elma during World Kiwanis Week
LORIGO	Recognizing Michael Rauff for 15 Years of Service to the Jamison Road Volunteer Fire Company
LORIGO	Recognizing Ryan Skipper for 5 Years of Service to the Jamison Road Volunteer Fire Company
MILLS	Honoring the Original American Kazoo Company of Eden, New York
MILLS	In Recognition of National Milk Day, and Richmond Farms Dairy of North Collins, NY
MILLS	In Recognition of National Milk Day, and Mammoser Farms of Eden, NY

MR. GILMOUR moved for consideration of the above thirty-eight items. MS. VINAL seconded.

CARRIED UNANIMOUSLY.

MR. GILMOUR moved to amend the above thirty-eight items by including Et Al Sponsorship. MS. VINAL seconded.

CARRIED UNANIMOUSLY.

MR. GILMOUR moved for approval of the above thirty-eight items as amended. MS.
VINAL seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

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

GRANTED.

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

GRANTED.

Item 8 – CHAIR MEYERS directed that Local Law No. 5 (Print #2) 2024 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

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

GRANTED.

COMMITTEE REPORTS

There were none.

LEGISLATOR RESOLUTIONS

Item 10 – CHAIR MEYERS directed that the following resolution be referred to the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

INTRO. 2-1 from the MINORITY CAUCUS. A Resolution Encouraging NYS to Increase Cooperation with Federal Law Enforcement for the Purposes of Border Security.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

Item 11 – MR. GILMOUR moved to discharge the PUBLIC SAFETY COMMITTEE of further consideration of COMM. 1E-3 (2025). MS. VINAL seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 3

RE: Award Electronic Health Record (EHR)
Contract
(COMM. 1E-3)

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, Correctional Health Division is responsible for providing compassionate and clinically appropriate healthcare services to individuals incarcerated within the Erie County Holding Center and Erie County Correctional Facility; and

WHEREAS, The Correctional Health Division's contract with its current Electronic Health Record (EHR) vendor expires in June 2025; and

WHEREAS, the Erie County Sheriff's Office issued RFP #2024-038VF seeking an Electronic Health Record (EHR) vendor; and

WHEREAS, three qualifying proposals were submitted; and

WHEREAS, CorrecTek Inc., 2929 Broadway, Paducah, KY 42001 received the highest score of the three qualifying proposals; and

WHEREAS, the Erie County Sheriff's Office recommends awarding the contract for RFP #2024-038VF to CorrecTek Inc.; and

WHEREAS, the agreement is a three (3) year contract commencing on June 1, 2025, with up to two (2), one (1) year extensions;

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby award RFP #2024-038VF to CorrecTek Inc., 2929 Broadway, Paducah, KY 42001 to provide Electronic Health Record (EHR) services; and be it further

RESOLVED, the County Executive and Sheriff are authorized to enter into an agreement with CorrecTek Inc., 2929 Broadway, Paducah, KY 42001; and be it further

RESOLVED, the agreement shall commence on June 1, 2025 for a term of three (3) years, with up to two (2), one (1) year extensions; and be it further

RESOLVED, the contract shall be funded in the Erie County Sheriff's Office, Correctional Health Division Operating Budget (Fund 110, Fund Center 11650), 516020 – Professional Services Contracts and Fees; and be it further

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

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

MR. GILMOUR moved to approve the item. MS. VINAL seconded.

CARRIED UNANIMOUSLY.

SUSPENSION OF THE RULES

There were none.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM CHAIR MEYERS

Item 12 – (COMM. 2E-1) Charter Revision Commission Appointment

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

Item 13 – MR. GILMOUR presented the following resolution and moved for immediate consideration and approval. MS. VINAL seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 4

RE: Appointments - ECSD No. 8 Board of
Managers
(COMM. 2E-2)

WHEREAS, the County Executive has made an appointment to the Erie County Sewer District No. 8 Board of Managers pursuant to the power vested to him by Article 5-A of the County Law and Section 2204 of the County Charter;

NOW, THEREFORE, BE IT

RESOLVED, that the following appointment to the Erie County Sewer District No. 8 Boards of Managers is hereby confirmed:

<u>Erie County Sewer District No. 8</u> <u>Expires</u>	<u>Term</u>
Mr. Shane Kreiger Village of East Aurora Administrator 585 Oakwood Ave East Aurora, New York 14052	12/31/25
Mr. Jeffrey Stoll Village of East Aurora General Foreman- Department of Public Works 400 Pine Street Extension East Aurora, New York 14052	12/31/25
Hon. Raymond Wrazen Town of Aurora Councilmember 575 Oakwood Avenue East Aurora, New York 14052	12/31/25

; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send a certified copy of this resolution to the County Executive, the appointee, and the Division of Sewerage Management.

Item 14 – MR. GILMOUR presented the following resolution and moved for immediate consideration and approval. MS. VINAL seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 5

RE: Assembly & Senate Bill Request for Legislation
Authorizing Extension of Additional Sales and
Compensating Use Tax
(COMM. 2E-3)

WHEREAS, Erie County is requesting authorization to continue to impose an additional one percent and additional three quarters percent sales and compensating use tax pursuant to New York State Tax Law 1210 (i)(4); and

WHEREAS, the revenue anticipated from this additional tax will allow the County of Erie to continue to provide services deemed vital to the community, while maintaining a balanced budget; and

WHEREAS, Erie County derives all of its tax imposing authority directly from State law; and

WHEREAS, the Erie County Department of Law has prepared the necessary State authorizing legislation to effectuate the continued imposition of sales and compensation use tax; and

WHEREAS, Erie County's authority to impose its additional 1.0% and additional 0.75% sales tax rate will expire at midnight on November 30, 2025 absent enactment of new State authorizing legislation.

NOW, THEREFORE BE IT

RESOLVED, that the Erie County Legislature hereby memorializes to the NYS Assembly and Senate, particularly those lawmakers who serve as Western New York's delegation in Albany, that immediate introduction of new State authorizing legislation is needed so that Erie County can continue to impose its additional 1.0% and its additional 0.75% sales tax rate for the period beginning December 1, 2025 and ending November 30, 2027; and be it further

RESOLVED, that, as the proposed Bill indicates, if the county of Erie imposes the additional one percent rate of sales and compensating use taxes authorized by item (i) of clause (4) of subparagraph (i) of the opening paragraph of section twelve hundred ten of New York State Tax Law (NYSTL) during the period beginning January first, two thousand seven, or thereafter, the county shall allocate each calendar year the first twelve million five hundred thousand dollars of the net collections from such one percent rate to the cities of such county and the area in such county outside its cities to be applied or distributed in the same manner and proportion as the net collections for such cities and area are applied or distributed under the revenue distribution agreement entered into pursuant to the authority of subdivision (c) of section twelve hundred sixty-two of NYSTL in effect on January first, two thousand six, and subject to all provisions of such agreement governing the net collections for such cities and area and shall retain the remainder of such net collections for any county purpose; and be it further

RESOLVED, that certified copies of this resolution be transmitted to Assemblyman ___ and Senator ___, together with the Erie County Division of Budget and Management, the County Attorney, and the County Comptroller.

Item 15 – MR. GILMOUR presented the following resolution and moved for immediate consideration and approval. MS. VINAL seconded.

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

AYES: MR. GREENE, MR. BARGNESI, MR. DUPRE, MR. GILMOUR, MR. KOOSHOIAN, CHAIR MEYERS, MS. ST. JEAN TARD and MS. VINAL. NOES: MS. LORIGO, MR. MILLS and MR. TODARO. (AYES: 8; NOES: 3)

CARRIED.

RESOLUTION NO. 6

RE: Battery Education and Recycling (BEAR)
Project
(COMM. 2E-4)

WHEREAS, the United States Department of Energy (DOE) has awarded a grant of \$2,375,262 to fund the BEAR Project to Erie County and two sub-awardees, NYS Center for Sustainable Materials Management housed at SUNY College of Environmental Science and Forestry and the Monarch of Infinite Possibilities LLC; and

WHEREAS, the BEAR Project will create a local and robust education program to encourage the safe handling of all batteries, inform residents about the fire and safety hazards associated with rechargeable batteries, and establish a collection system to collect rechargeable batteries for recycling and keep them out of municipal waste streams; and

WHEREAS, to proceed with the project it is necessary for Erie County to execute an agreement with DOE, adopt a project budget; contract with the two sub-awardees, and create a new Principal Environmental Compliance Specialist (JG14) position in DEP.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive and/or the Deputy County Executive to execute the necessary agreements with DOE for the purpose of establishing the “Battery Education and Recycling Project”; and be it further

RESOLVED, that authorization is hereby given to the County Executive and/or the Deputy County Executive to execute the necessary agreements with sub-awardees SUNY College of Environmental Science and Forestry (ESF) Research Foundation and the Monarch of Infinite Possibilities LLC; and be it further

RESOLVED, that authorization is hereby given to the County Executive and/or Deputy County Executive to accept \$2,375,262 from the DOE and be available as a multi-year grant to the Department of Environment and Planning, in Fund 281, Fund Center 1620040, as follows:

Department of Environment and Planning
Battery Education and Recycling Project
162BEAR2529
January 1, 2025 to December 31, 2029

ACCOUNT	REVENUES	BUDGET
414000	Federal Aid Revenues	\$2,375,262
	TOTAL	\$2,375,262
ACCOUNT	APPROPRIATIONS	BUDGET
500000	Full Time - Salaries	\$ 589,895
501000	Overtime	15,000
502000	Fringe Benefits	265,452
510000	Local Mileage	15,075
510100	Out of Area Travel	20,000
516020	Professional Service Contracts & Fees	1,305,818
530000	Other Expenses	45,000

545000	Rental Charges	25,000
916700	ID Emergency Services	\$ 94,022
	TOTAL	\$2,375,262

and be it further

RESOLVED, that authorization is hereby given to create one (1) full-time Principal Environmental Compliance Specialist, Job Group 14, Step D, CSEA (B-100 # 14583) effective January 2, 2025; and be it further

RESOLVED, that authorization is hereby given to amend the Department of Homeland Security and Emergency Services' 2025 General Fund Budget (Fund 110, Funds Center 16700) to be amended as follows:

Department of Homeland Security and Emergence Services
Fund 110, Funds Center 16700

ACCOUNT	APPROPRIATION	CHANGE
510200	Training and Education	\$19,022
561410	Lab & Technical Equipment	75,000
916700	ID Emergency Services	(\$94,022)
	TOTAL	\$ 0

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

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

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

FROM THE COUNTY CLERK

Item 16 – (COMM. 2E-5) Request Regarding Comm. 1M-2 - NFTA's 2024 Corporate Board Resolution

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 17 – (COMM. 2E-6) Acceptance of State Aid for the STSJP Funding

Item 18 – (COMM. 2E-7) Department of Social Services - Shelter Improvement Plan

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

FROM THE COUNTY EXECUTIVE

Item 19 – (COMM. 2E-8) Acceptance of HUD Grant for Lead Hazard Reduction

Item 20 – (COMM. 2E-9) 2025-2029 Consolidated Plan and 2025 Annual Action Plan for the Community Development Block Grant, Emergency Solutions, and HOME Investment Partnership Programs

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

FROM THE COUNTY EXECUTIVE

Item 21 – (COMM. 2E-10) ECSD Nos. 1, 4, & 5 - Construction Inspection Term Contract Agreement

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 22 – (COMM. 2E-11) District Attorney Lobby Renovation

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 23 – (COMM. 2E-12) Re-Appointment to the Youth Services Board

Item 24 – (COMM. 2E-13) Appointments to the Erie County Arts & Cultural Advisory Board

Item 25 – (COMM. 2E-14) Appointments to the Commission on the Status of Women

Item 26 – (COMM. 2E-15) Re-Appointment to the Buffalo & Erie County Public Library Board of Directors

Item 27 – (COMM. 2E-16) Appointment to the Mental Hygiene Community Services Board

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

FROM THE COMPTROLLER

Item 28 – (COMM. 2E-17) EC Comptroller's Peer to Peer Review

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE SHERIFF

Item 29 – (COMM. 2E-18) FY 2024 Operation Stonegarden Grant

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 30 – (COMM. 2E-19) Re-Appointment of the Commissioner of Personnel

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE COMMISSIONER OF SOCIAL SERVICES

Item 31 – (COMM. 2D-1) Comm. 12E-34 Compliance Report - Dec. 2024

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM THE DIRECTOR OF REAL PROPERTY TAX SERVICES

Item 32 – (COMM. 2D-2) Open Item - Finance & Management Committee

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY ATTORNEY

Item 33 – (COMM. 2D-3) Transmittal of New Claims Against Erie County

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE NYS DEC

Item 34 – (COMM. 2M-1) Brownfield Cleanup Program Application from Jemal's Loop,
LLC

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE TOWN OF TONAWANDA CLERK

Item 35 – (COMM. 2M-2) Town Board Resolution Regarding EC Sales Tax

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

ANNOUNCEMENTS

Item 36 – Chair Meyers announced that the Legislature will conduct committee meetings on Thursday, January 30, 2025, and the schedule will be distributed. Chair Meyers further announced that the next session of the Legislature will be held on Thursday, February 6, 2025.

MEMORIAL RESOLUTIONS

Item 37 – Legislator Greene requested that when the Legislature adjourns, it do so in memory of Charles R. Cimasi, Robert W. Lenz, and Hank Lisowski.

Item 38 – Legislator Mills requested that when the Legislature adjourns, it do so in memory of William E. Geary, John J. Kozub, Terrance H. McCarville, Jr, and Gloria J. McFadden.

ADJOURNMENT

Item 39 – At this time, there being no further business to transact, CHAIR MEYERS announced that the Chair would entertain a Motion to Adjourn.

MR. GILMOUR moved that the Legislature adjourn until Thursday, February 6, 2025, at 12:00 Noon. MR. GREENE seconded.

CARRIED UNANIMOUSLY.

CHAIR MEYERS declared the Legislature adjourned until Thursday, February 6, 2025, at 12:00 Noon.

OLIVIA M. OWENS
CLERK OF THE LEGISLATURE