

**ERIE COUNTY LEGISLATURE
MEETING NO. 4
FEBRUARY 27, 2025**

The Legislature was called to order by Chair Meyers.

All members present.

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

The Pledge of Allegiance was led by Mr. Todaro.

Item 1 – MR. GILMOUR moved to take the Rules of the Legislature for 2025 from the table. MS. VINAL seconded.

CARRIED UNANIMOUSLY.

MR. GILMOUR moved for approval of the Rules of the Legislature for 2025. MR. GREENE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 23

**2025
RULES OF ORDER
ERIE COUNTY LEGISLATURE**

SECTION 1.00: ORGANIZATION

1.01 CHAIR

Annually, the members of the Erie County Legislature shall meet to organize no later than the 8th day of January in each calendar year. At such meeting, or at a recessed meeting, the Legislature shall select a member of the Legislature as the Chair by an affirmative vote of at least a majority of the entire membership of the Legislature. Upon his or her election, the Chair shall immediately assume all of the duties and responsibilities of the office.

The Chair shall possess the following powers and perform the following duties:

1. To preside over all meetings of the full Legislature; call the Legislature to order, direct a call of the roll, and, except in the absence of a quorum, proceed to business in a manner prescribed by these rules;
2. To preserve order and decorum;

3. To execute on behalf of the Legislature contracts and/or contract amendments and other documents authorized by the County Legislature and to execute all contracts necessary for the day-to-day operation and administration of the County Legislature without additional Legislative authorization;
4. To decide all questions of order, subject to appeal of the Legislature as hereinafter provided;
5. To recess meetings;
6. If the Legislature is ready to go into Committee of the Whole, to name a Chair to preside over such committee;
7. To name an open meetings advisor from among the legislators or legislative staff to advise the body on compliance with New York State Open Meetings and Freedom of Information laws and to name a Freedom of Information Law officer and a Freedom of Information Law Appeals Officer;
8. To order that a public hearing be held. Public Hearings shall be conducted a minimum of five (5) days before a related item can be considered by the Legislature unless otherwise prescribed by law. Said hearings shall be held no earlier than 6:00 pm on weekdays. However, ministerial Public Hearings involving departments of county government, such as those conducted for Sewerage Management and Public Works items, may be held during regular business hours. The Chair shall further ensure that notice of the time and date of each public hearing be posted on the Legislature's website not more than twenty-four (24) hours from the filing of the public notice.
9. To be a voting member ex-officio of all committees and to receive notice of all meetings thereof;
10. To serve as the Department Head of the Legislature, and to appoint and designate or terminate, within the budgetary appropriations, all officers and employees of the Legislature not required to be selected by other means under these Rules, or other State or County law;
11. To establish guidelines and criteria and approve the expenditure of funds in the budget of the Legislature for the printing and/or mailing of literature by members of the Legislature to their constituents within the appropriations therefore; provided, however, that no such literature shall be mailed at or delivered to any postal facility by such members during the period of forty five (45) days immediately prior to a date of a primary or general election in which such member is included or involved as a candidate, whether such election is a special, primary, or runoff election, and as provided for in section 5.06 of these rules;
12. To establish independent committees, boards, and commissions to report to the Chair and/or Legislature, and appoint or remove the members thereof;
13. To cancel Public Hearings for which the underlying item has been withdrawn;

14. Such other powers as may be set forth in more detail in these Rules or in state, federal, or local legislation.

1.02 MAJORITY AND MINORITY LEADERS:

Annually, the enrolled members of the two caucuses which shall have the greatest number of members seated in the Legislature shall elect a leader of their respective parties. A caucus shall be defined as a group of members or adherents of the same political party. The leader of the caucus whose membership of the Legislature constitutes a majority of the Legislature shall be known as the Majority Leader. The leader of the other caucus shall be known as Minority Leader. The Minority Leader shall have the responsibility to appoint and designate or terminate, within budgetary appropriations, which shall be allocated approximately proportionally, based on the number of members in the Minority Caucus, all officers and employees of the Legislature Minority.

For the purpose of complying with the provisions of Section 200, subdivision 1 of the County Law, in the event that neither the members of one caucus nor the other constitute a majority of the members of the County Legislature, the Chair of the Legislature shall designate one caucus leader as the Majority Leader and the other as the Minority Leader for the purpose of budgetary appropriation and other matters.

1.03 ACTING CHAIR:

In the absence of the Chair from any meeting of the Legislature, the designated Majority Leader shall become acting Chair with all the powers and duties of Chair for so long as the Chair is absent.

In the event of this occurrence, the Majority Leader shall not act in both capacities. The Majority Caucus shall designate an acting Majority Leader for so long as the Majority Leader is acting Chair.

SECTION 2.00: MEETINGS

2.01 REGULAR SESSION:

Regular sessions of the Legislature shall be held at least twice monthly, except in August, as designated by the Chair. The schedule of regular sessions shall be determined by the Chair who shall notify members of the Legislature concerning the same no later than January 1, of each year.

All regular sessions and all adjourned sessions shall be open for consideration of any matter, which in accordance with these rules, may be properly brought to the attention of the Legislature.

2.02 SPECIAL MEETINGS:

Special meetings shall be held at the call of the Clerk of the Legislature upon direction of the Chair or upon filing with the Clerk of the Legislature of a written request signed by a majority of the members of the Legislature. Notice in writing, stating the time, place and purpose of the special meeting shall be served personally, by facsimile transmission, by e-mail, by mail or by affixing to the door of the premises of the residential address upon each member by the Clerk of the Legislature at least forty-eight (48) hours before the date and time fixed for holding the meeting, or a member

may waive the service of the notice for such meeting in writing. Only business specified in the notice thereof may be transacted at a special meeting.

Service by facsimile transmission, or e-mail of the Notice of Special Meeting, pursuant to this section, is authorized and constitutes service upon each member at a facsimile telephone number or County assigned e-mail address provided to the Clerk by the member of the Legislature for that purpose. A confirmation record produced by the Clerk's facsimile machine or computer and an affidavit of service by the Clerk of the Legislature, shall be *prima facie* evidence that the Notice of Special Meeting and transmitted documents were served consistent with the date, time and place appearing on the confirmation record. Facsimile transmission or e-mail of the Notice of Special Meeting may be transmitted at any time of the day or night, Monday through Friday, to the appropriate facsimile telephone number and will be deemed served upon receipt of the facsimile transmission, except that Notices of Special Meeting sent on a Friday shall be deemed duly served if the Clerk's confirmation record and affidavit demonstrate that facsimile transmissions or e-mails for all members of the Legislature were completed by 5 p.m. on that Friday. Nothing in this rule shall prohibit personal service of a Notice of Special Meeting on Friday after 5 p.m., or on a Saturday or a Sunday.

2.03 QUORUM:

A majority of the duly constituted membership of the Legislature shall constitute a quorum for the transaction of business, but a lesser number may adjourn.

During the State of Emergency, a legislator or legislators affected who cannot physically be present in the Legislative Chambers for a legislative session or legislative committee may, through advance written notice filed with the Clerk of the Legislature, participate in a legislative session or legislative committee via video or audio conferencing.

During the State of Emergency, and pursuant to a written letter submitted by the Chair of the Legislature directing so, the Legislature may convene and meet in legislative sessions or committees via video or audio conferencing, so long as the public may watch/listen to such sessions or committees.

2.04 CHAIR TO SECURE A QUORUM:

In the absence of a quorum during the sessions of the Legislature, the Chair may take such measures as provided by law and as the Chair may deem necessary to secure the presence of a quorum.

2.05 ROLL CALL, MINUTES, ABSENCES:

At any and every meeting of the Legislature, upon the members being called to order by the Chair, the roll of members shall be called by the Clerk, and the names of those absent shall be inserted in the Minutes. The Majority and Minority Leaders should note the absence of any of their members because of county business, established illness, death and/or bereavement in the family or of a close associate and such absence shall be carried in the Minutes as an excused absence. The Minutes of the preceding meeting, when available, shall then be presented for approval to the end that any corrections, alterations, or additions may be made. In all cases when an order, resolution or a motion

shall be entered in the Minutes of the Legislature, the name of the member presenting or moving the same and seconding shall be entered.

2.06 ORDER OF BUSINESS:

The Order of Business of each session shall be:

1. Calling the roll of members by the Clerk;
2. Consideration of the Minutes of the preceding meeting(s);
3. Consideration and presentation of miscellaneous resolutions. Each legislator shall be entitled to four (4) annual presentations including "Citizen of the Month", with no regular session having more than two (2) presentations. Selection of presentations shall be determined by the order in which requests are filed with the Clerk of the Legislature;
4. The consideration of Communications, Local Laws and Resolutions on the Table of the Legislature;
5. Reports of Standing Committees;
6. Reports of Special Committees;
7. Presentation of Resolutions;
8. Presentation of Resolutions and Communications to be Discharged from a Standing Committee or Special Committee;
9. Presentation of Resolutions and Communications which require a Suspension of the Rules for the purpose of considering the item or sending it to committee;
10. Presentation of Communications from Elected County Officials, County Departments, and the People and Other Agencies;
11. Unfinished Business;
12. Announcements from the Chair;
13. Announcement of Committee Meetings;
14. Presentation of Memorial Resolutions; and
15. Adjournment.

The Chair in his or her discretion may change the Order of Business at any session except as otherwise provided in Section 4.04.

2.07 ORDER DURING SESSION:

The Chair shall take the chair at the hour specified for the convening of the Legislature and shall preserve order and decorum. In debate, all remarks must be addressed to the Chair and confined to the question before the Legislature. The Chair shall prevent personal reflections and confine members to the question under discussion.

The Chair shall decide all questions of order, which decisions shall be final, unless an appeal is taken to the Legislature and sustained.

2.08 APPEAL FROM THE CHAIR'S RULING:

On every appeal, the Chair shall have the right to assign his/her reasons for such decision. If the question on which the appeal is taken was not debatable, the Legislature shall decide the case without debate. If debatable, no member shall speak more than once.

The Chair shall put the question: "Shall the Ruling of the Chair be overturned?"

A motion to overrule a decision or ruling of the Chair shall require approval by a majority vote of the Legislature.

2.09 PRIVILEGE OF THE FLOOR:

No person shall be entitled to the privilege of the floor during the session of the Legislature, unless unanimous consent be given therefore.

2.10 REFERRALS TO COMMITTEE:

The Chair, at his or her discretion, may refer to the proper committee or shall table any petition, resolution, local law, amendment or other matter when presented, and may similarly refer to the County Attorney for attention any legal proceeding brought against the county. The Chair's decision to refer any item to committee or to the County Attorney or to table an item is not amendable or debatable, and can only be challenged in accordance with Section 2.08 herein. Once the appeal from the Chair's ruling has been decided however, and if the same has been a determination in favor of the Chair's referral or other action, the petition, resolution, local law, amendment or other matter cannot be discharged from such committee for reconsideration or other action at the same legislative session without the unanimous vote of the Legislature.

2.11 MEMBER NOT TO SPEAK OR LEAVE HIS OR HER PLACE:

While the Chair is putting a question, or while the roll is being called, no member shall speak or leave his or her place. The Chair shall allow opportunity for debate before the roll is called.

2.12 TIE VOTE:

When the Legislature shall be equally divided on any question, including the Chair's vote, the question shall be deemed to have been lost.

2.13 PRIORITY OF BUSINESS:

All questions relative to priority of business shall be decided by the Chair without debate, except as otherwise provided in Section 4.03, and the Chair's decision shall be final.

2.14 LIMITATION ON TIME OF SPEECH:

No member shall speak more than five minutes at any one time, nor more than twice on the same question without permission by majority vote of the Legislature.

However, all members shall be given an opportunity to explain their vote during a recording of ayes and noes pursuant to Rule 2.18 of this section.

During any debate occurring on the floor of the Legislature the lead sponsor, or his or her designee, in debate may be directly addressed with questions specifically relating to the item in front of the Legislature. Direct questions shall count as one of the two opportunities to speak and the member asking questions will be afforded the entirety of their time. All questions must be confined to the limitations otherwise imposed in this Rule.

The response from the lead sponsor, or his or her designee, must be related to the question asked and may be reasonably limited at the discretion of the Chair of the Legislature. For the purposes of this Rule the lead sponsor shall be the member whose name is listed first on the item at debate. The lead sponsor's responses shall not count against his or her time allowances afforded under this section.

This rule does not apply to the vote explanation allowed pursuant to 2.18, no questions are allowed during that time.

2.15 MAJORITY VOTE:

A majority of the total vote of the entire membership of the Legislature shall be necessary to carry any question, proposition, resolution, motion, amendment or any other matter, except where it is otherwise provided herein or by statute that a two thirds vote or a unanimous vote is required. Local laws, resolutions or amendments introduced by any member(s) of the Legislature and communications from elected officials requiring approval shall be approved or disapproved by a majority vote of the full Legislature, except in such instances when items are removed from the agenda pursuant to Section 5.04.

2.16 RECEIVE AND FILE/RECEIVE, FILE AND PRINT:

The Chair, at his or her discretion, may receive and file or receive, file and print any question, proposition, resolution, motion, amendment or any other matter. The Chair's decision to receive and file or receive, file and print any question, proposition, resolution, motion, amendment or any other matter is not amendable or debatable, and can only be challenged in accordance with Section 2.08 herein.

2.17 RECORDING OF VOTE:

Any member shall have the right to have his or her vote recorded and entered upon the minutes upon request, without explanation, and without requiring the ayes and noes to be called.

2.18 RECORDING AYES AND NOES:

On a roll call, the ayes and noes shall be taken without explanation on any question wherever so required by law, or by any member, and whenever so taken shall be entered in the proceedings of the Legislature, and the Clerk shall record the names of the members and the way each shall have respectively voted. The roll is called of the minority members first, in alphabetical order, followed immediately by the majority members, in alphabetical order. Each member, as his or her name is called, shall respond in the affirmative or in the negative, as the case may be. Every member is entitled one (1) minute to explain their vote during the roll call or voice vote. Each member, however, shall be allowed to pass on the first call of the roll. To verify the vote and to correct possible errors, and to allow such members as passed on the first call of the roll; the Clerk shall repeat the call of the roll once, and only once. The only exception to this procedure is if the member abstains from voting in accordance with Section 2.21 herein.

2.19 BORROWING MONEY:

The ayes and noes shall be taken on all resolutions or other proceedings involving the granting of authority to borrow money and such other resolutions and proceedings, as the statute requires.

2.20 VOTE ON DISTINCT PROPOSITION:

If the question in debate contains several distinct propositions, the same shall be divided by the Chair at the request of any member, to the end that a vote may be taken on each proposition, but a motion to strike out and insert shall be deemed indivisible.

2.21 ABSTENTIONS:

Every member who shall be physically present in the Legislative Chambers when a question is stated by the Chair must cast his or her vote on the same. The only exception to this procedure is when a member abstains from voting in accordance with Section 5b of Erie County Local Law No. 2- 2018, constituting the Erie County Code of Ethics. If a member wrongfully attempts to avoid casting his or her vote, abstain, or otherwise refuses to vote, the Chair shall direct the Clerk to record such member's vote in the affirmative on the question being voted upon.

2.22 SPEAK WHEN RECOGNIZED BY CHAIR:

No member wishing to speak shall proceed without standing and without having addressed the Chair from his or her place and until obtaining recognition by the Chair.

2.23 SUSPENSION OF THE RULES BY UNANIMOUS CONSENT:

These rules may at any time during the session be suspended by unanimous consent of all members of the Legislature present; however, the member making the application for such suspension must state the purpose for which the same is asked.

These rules may be suspended by a majority vote of the Legislature for the purpose of referring any item to committee provided that said item may not be discharged for action at the same meeting at which the suspension is granted. The unanimous consent of all members of the Legislature present shall be required, however, to suspend the rules to permit action on an item at the same meeting at which such suspension is requested.

A member shall submit to the Chair of the Legislature, a written copy of the item which he or she proposes to suspend the rules for referring said item to committee or for permitting action on said item at least three (3) hours prior to the session at which the request for such suspension is considered, and the member making said application for such suspension shall state the purpose for which the same is asked.

2.24 PRESENTATION OF MOTION:

When a question shall be under consideration, no motion shall be received except as herein specified, which motion, termed subsidiary motions, shall have precedence in the order named, to wit:

1. For an adjournment of the Legislature;
2. A call of the Legislature;
3. To move the previous question;
4. To lay on the table;
5. To postpone indefinitely;
6. To postpone to a certain day;
7. To go immediately into a Committee of the Whole on the pending subject;
8. To recess;
9. To commit to a Standing Committee;
10. To commit to a Special Committee; and
11. To amend.

2.25 WITHDRAWAL OF RESOLUTION OR MOTION:

Any resolution or motion offered by a member may be withdrawn by the member presenting it at any time before an announcement by the Chair of the vote thereon or before an amendment to such resolution or motion has been adopted.

2.26 MOTIONS NOT AMENDABLE OR DEBATABLE:

All motions for an adjournment, for a recess, to move the previous question, or to lay on the table shall be neither amended nor debated. After the roll call on any question has begun, no member shall speak on the question nor shall any motion be made until after the result is declared. While the Chair is putting any question, or while the roll is being called, no debate or discussion shall be in order.

2.27 PREVIOUS QUESTIONS AND AMENDMENTS:

The "Previous Question" shall be as follows:

1. "I move the previous question" applies only to the specific pending question being debated whether it be an amendment or any other issue. If an amendment is being debated, the "previous question" is called, and a vote taken on the amendment, then the next amendment, if there is one, or the resolution should be debated.
2. If a motion is approved for the "previous question" and is qualified as being called to end debate on the resolution and all amendments, then no further debate can be permitted. Such a motion can be qualified in any manner, i.e., to end debate only on amendment, or on all pending questions.

2.28 MOTIONS FOR RECONSIDERATION AND CHANGING ONE'S VOTE:

A motion for reconsideration or a motion to change one's vote shall not be in order unless made on the same day, or at the next Legislative Session.

A motion to reconsider must be made by a member who voted with the prevailing side on the action proposed to be reconsidered. A member has the right to change his or her vote up to the time the result is announced; after that a change of vote can be made only by permission of the Legislature, which can be given by general consent, or by adoption of a motion to change one's vote.

When a motion to reconsider or a motion to change one's vote has been defeated, it shall not again be submitted to the Legislature without unanimous consent.

2.29 MOTION TO RESCIND:

A motion to rescind can only be entertained when moved by a member who voted with the majority in the action which it is proposed to rescind, and requires the affirmative vote of a majority of the total members of the Legislature.

2.30 COMMITTEE OF THE WHOLE:

The Legislature may, at any time when in session, resolve itself into a Committee of the Whole on any subject before it, and in such case, the Chair may name a member to preside.

2.31 COMMITTEE OF THE WHOLE- NO QUORUM; ADJOURNMENT:

If at any time within a Committee of the Whole it be ascertained that there is no quorum, the Chair of the Legislature or the Chair of the Committee of the Whole, if so named, shall immediately report the fact to the Chair of the Legislature and the adjournment of the Committee of the Whole shall be in order.

2.32 PRESENTATIONS TO BE IN WRITING:

All petitions, resolutions, committee reports, amendments, and items discharged from a committee thereof, shall be in writing. Legislators requesting a discharge from a committee must present a paper copy of the item on the floor for the discharge.

2.33 TIME FOR PRESENTATION TO CLERK:

Except as provided in Section 2.02, all petitions, resolutions, offers, or communication of whatever nature shall be submitted to the Clerk of the Legislature before 10:00 a.m., two (2) business days prior to a regular meeting date, for presentation by the Clerk of the Legislature at the next meeting. For the purpose of this rule, business day shall be defined in reference to Section 206 of the New York State County Law.

In the event that two business days before session is a recognized holiday or a recognized holiday occurs within two business days before a regular meeting date, the appropriate clock-in day will be the first business day of the week in which the regular meeting date is held.

An agenda of all matters before the Legislature shall be prepared by the Clerk of the Legislature, who shall determine the particular order of agenda items in keeping with Section 2.06.

2.34 SAMPLE RESOLUTION AND ACCOMPANYING MEMORANDA:

The Clerk of the Legislature shall not place any request for legislative action, which is filed by a county elected official, other than a county legislator, or by a nonelected county official, on the agenda for a regular or special legislative session, unless such request includes a sample resolution and an accompanying memorandum, which presents and includes:

- A SUMMARY OF RECOMMENDED ACTION
- FISCAL IMPLICATIONS OF PROPOSAL
 - If the proposal is creating new, or extending existing, county personnel, include the:
 - Annualized salary required of the position(s)
 - Pro-rated salary required for the remainder of the current fiscal year
 - Funding source(s) to be utilized to cover the costs. If the proposed funding source is a grant, include:
 - Grant source (federal, state, charitable, etc.)
 - Grant duration
 - Grant funding remaining after creation of the new position(s)
 - A contingency plan should the existing grant be discontinued
- REASONS FOR RECOMMENDATION
- BACKGROUND OF PROPOSAL

- If the proposal creates a new position, or extends an existing position, include an:
 - Affirmation as to whether the duties required of the position are required by law or contract
 - Affirmation as to whether the position is managerial confidential or Competitive Civil Service
- CONSEQUENCES OF NEGATIVE ACTION
- STEPS FOLLOWING APPROVAL OF MEASURE

2.35 SOLICITATIONS:

No solicitation of funds for any purpose shall be permitted during any session of the Legislature.

2.36 ALL POINTS OF ORDER NOT COVERED BY THESE RULES:

On all points of order not governed by the rules of this Legislature, the most recent edition of Robert's Rules of Order shall prevail. In the event that a point of order shall arise which shall not be covered by either the Rules of Order for the Legislature or by the most recent edition of Robert's Rules of Order, the Rules of the New York State Assembly shall be followed.

SECTION 3.00: COMMITTEES

3.01 RULES SHALL APPLY TO COMMITTEE MEETINGS:

The Rules of the Legislature, except Section 2.09, shall apply to all committee meetings.

3.02 STANDING AND SPECIAL COMMITTEES:

There shall be the following standing committees which shall consist of five members each (including a Chair, Vice-Chair and three members), except the Finance and Management/Budget Committee which shall consist of seven members (including a Chair, Vice-Chair and five members) for the purpose of considering and acting upon the County Executive's Annual Budget, and all matters relating thereto.

The members of each committee shall be appointed by the Chair of the Legislature within twenty (20) days, or as soon as possible, after his or her election or appointment and the list of the committees shall be filed with the Clerk of the Legislature and printed in the minutes of the Legislature.

STANDING COMMITTEES
Community Enrichment
Economic Development
Energy and Environment
Finance and Management
Government Affairs
Health and Human Services
Minority and Women Business Enterprise
Public Safety

Small Business

SPECIAL COMMITTEES

The Chair of the Legislature in his or her discretion may appoint such Special Committees, the number of members of which shall be as the Chair may determine.

3.03 CHAIR EX-OFFICIO MEMBER OF ALL COMMITTEES:

The Chair shall be a member Ex-officio of all committees with a vote thereon.

The Chair's presence at a meeting shall be counted in determining whether a quorum is present. Any vacancies occurring during the year on any Standing or Special Committee shall be filled by the Chair at his or her discretion.

3.04 RECORDING PRESENCE OR ABSENCE OF COMMITTEE MEMBERS:

The Chair of every Standing and Special Committee shall record and certify on a form provided by the Clerk of the Legislature the names of all members present and absent from all regularly called committee meetings. Said certificate shall be filed with the Clerk and shall be the official record of committee attendance.

3.05(1) CONDUCT OF COMMITTEES:

All committees appointed by the Chair shall act promptly on all matters referred to them. It shall be the duty of the members of said committees to familiarize themselves with the departments of county government and the work entrusted to each of such committees.

3.05(2) MATTERS REFERRED TO DEPARTMENT HEADS:

Any matter referred by a committee to a department head for report or study shall be laid on the committee table for one week unless a longer period is specified by the committee.

3.05(3) REPORT ON ANY FINAL ACTION OF COMMITTEE:

Any final action taken by a majority of the members of the committee shall be included in the committee's report of its meeting and the committee's action shall be subject to approval of the Legislature by a majority vote of its total membership.

3.05(4) COMMITTEE AGENDA:

An agenda of all matters before a committee shall be prepared by the Clerk of the Legislature.

3.05(5) OPEN ITEMS IN COMMITTEE:

At the discretion of the Committee Chair, an item or items may be allowed to remain on the agenda indefinitely in that particular Committee to allow for consideration of that item and to serve as a

vehicle for the committee to amend and send to the full Legislature, within the committee report, for consideration, subject to conditions provided in Section 5.04.

3.06 COMMITTEE REPORT MADE BY MAJORITY OF COMMITTEE:

No report shall be made by any committee on any subject referred to it except by a majority vote of the total membership of the committee unless the Legislature otherwise directs. All reports of committees shall be in writing and presented to the full Legislature for consideration at the next succeeding regular session of the Legislature, except the report of the Finance and Management/Budget Committee on the County Executive's Tentative Annual Budget, as provided in Section 4.01.

3.07 COMMITTEE REPORT BY STANDING AND SPECIAL COMMITTEES:

All reports of Standing and Special Committees, all motions except subsidiary motions under Sections 2.08, 2.27, 2.28, 2.29 and 2.30 and all resolutions shall lie upon the table one day before action thereon or adoption by the Legislature (unless immediate consideration is given by a majority vote of the Legislature). This rule shall not apply to reports of Standing and Special Committees on the last regular session before summer adjournment nor on the last regularly adjourned session at the close of the year.

SECTION 4.00: BUDGET

4.01 TENTATIVE BUDGET:

The County Executive shall, on or before the date set forth in the Charter or established by Local Law revising same, submit twenty (20) copies of the tentative budget to the Legislature. The Finance and Management/Budget Committee is hereby designated to receive and study the tentative budget and to report thereon. The Chair of the Finance and Management/Budget Committee shall present such tentative budget to the Finance and Management/Budget Committee for its consideration. The Finance and Management/Budget Committee shall hold such meetings thereon as it may determine, and may require any officer or employee of the county or the head of any county department, bureau, office, board or commission, or of any organization receiving financial aid from the county, to appear before the committee for the purpose of furnishing any information required by the committee in its consideration of the tentative budget. After such consideration, the Finance and Management/Budget Committee shall submit the tentative budget, with such amendments or changes therein as the committee may determine, together with its report thereon, to the Legislature not later than the sixth of December in each year. The report of the Finance and Management/Budget Committee shall be submitted to the Legislature and lay on the table forty-eight (48) hours prior to the Annual Meeting established by Section 2508 of the Charter.

Budget amendments proposed less than forty-eight (48) hours prior to the Annual Meeting shall be considered and voted on as described in Section 4.04. Such amendments less than forty-eight (48) hours prior to the Annual Meeting shall be limited to special or essential items for which information was not available in time to meet the forty-eight (48) hour requirement.

4.02 ANNUAL MEETING FOR THE ADOPTION OF BUDGET:

The Annual Meeting for the adoption of the Budget and for the levying of taxes for all county and town purposes prescribed by law shall be held pursuant to Section 2508 of the Charter.

4.03 LEVY OF SCHOOL TAXES:

The annual levy of school taxes pursuant to the Erie County Tax Act, as amended, shall be made at the regular meeting held on the first Thursday of September in each year.

4.04 ADOPTION OF BUDGET:

Not later than the second business day after the sixth of December, following the submission of the tentative budget, the budget shall be the first order of business. Upon conclusion of the consideration of the budget, as provided in the Charter and Code, the motion to adopt the budget, either with amendments thereto, if any, to make the necessary appropriations therefore shall be the next order of business.

Any amendments to the Finance and Management/Budget Committee Report, which are proposed less than forty-eight (48) hours prior to the annual meeting prescribed by the County Charter, Section 2508, for adoption of a budget, shall be considered, justified and voted on in accordance with the Erie County Charter and Code.

SECTION 5.00: MISCELLANEOUS

5.01 APPOINTMENTS AND CONFIRMATIONS:

All appointments by this Legislature shall lay on the table one day except for appointments made for the purpose of organizing the Legislature and the reappointment of incumbents, which may be acted on immediately. All appointments requiring the confirmation of the Legislature may be acted on immediately.

Candidates, including incumbents seeking reappointment, for the position of Commissioner of the Erie County Water Authority, shall formally submit, in writing, to the Chair of the Legislature, notice of their candidacy for that position. The Chair of the Legislature shall notify the Chair of the Erie County Legislature's Energy and Environment Committee of such applicant(s) for the office of Commissioner of the Erie County Water Authority. Upon said notification, the Chair of the Energy and Environment Committee shall schedule a public meeting, with a minimum of five (5) business days notice to members of the Legislature and the general public, within fifteen (15) days of receipt of notification from the Chair of the Legislature, for the purpose of interviewing the candidate(s).

5.02 PURCHASE OVER \$10,000.00:

Pursuant to Section 3.07 of the Administrative Code, the sum of \$10,000.00, is hereby fixed as the limit above which any purchases for contract for supplies may not be made without public advertisement. On purchases under \$10,000.00, as far as practicable, every purchase made by the Purchasing Director shall be made on bids first obtained from at least three (3) sources, except where a vendor will extend GSA contract pricing to the county, the Purchasing Director may purchase from that vendor without competitive bidding. A notation of the GSA contract number shall appear on the

purchase order. Purchase requisitions and/or inquiry bid files for items under \$10,000.00 shall include a notation in writing indicating the names of at least three (3) vendors who were contacted, the name of the individuals quoting for the firm, the date contacted, and the prices quoted by the vendors. A contract awarded therefore shall be to the lowest responsible bidder.

5.03 OFFER TO PURCHASE COUNTY-OWNED PROPERTY:

The Erie County Legislature shall not adopt any resolution, which changes the status of county-owned land until such time as the proposal has been reviewed and recommended by the Department of Environment and Planning's County-Owned Lands Policy Advisory Board. The Clerk of the Legislature shall be responsible for referring all offers to purchase county-owned property to the Commissioner of Environment and Planning.

5.04 REDUCTION OF AGENDA:

Any item on a committee agenda, including but not limited to Local Laws, Resolutions, communications from the departments, and communications from other officials will be removed from the agenda one (1) calendar year from the date of their introduction.

The Chair of the Committee may, on his or her motion or request, keep an expired item on the table for an additional calendar year. The motion or request to leave an item on the table is not amendable or debatable, and can only be challenged in accordance with Section 2.08 herein.

5.05 DUTIES OF ADMINISTRATIVE ASSISTANTS:

The Administrative Assistants and other such staff as designated by the Chair of the Legislature and Leader of the Minority shall, in addition to the duties ordinarily performed by such officials, perform such other duties as shall be assigned to each during sessions and committee meetings of the Legislature.

5.06 ERIE COUNTY LEGISLATURE MAIL POLICY:

1. References to political parties and/or party affiliations are prohibited on all legislative mailings.
2. The Chair, at his/her discretion, may authorize Committee Chairs and their Clerks to send informational mailings that are germane to pending committee agenda items.
3. Members are entitled to use their annual discretionary district office expense account for targeted informational mailings (notifications, announcements, etc.) to constituents in their districts. Postage expenses, like other district office expenses, are itemized. District Offices are required to maintain copies of all targeted informational mailings, and to file a true and complete copy of same with the Clerk of the Legislature, commensurate with the mailing of same. Any such mailings must be postmarked and mailed no later than forty-five (45) days prior to the date of the Erie County Legislature Primary and/or General Election.

4. The above policy shall be reviewed periodically and wherever possible, electronic notification and communication shall be used. All mailings should contain the Legislature's and/or the legislator's county web page address.

5.07 PROHIBITION OF USE OF AUDIBLE, PORTABLE COMMUNICATION DEVICES:

During sessions and committee meetings of the Legislature, the use of audible, portable communication devices, including, but not limited to cellular telephones and pagers, shall be prohibited, except for non-audible receipt activation. Such prohibition shall be in effect for members and staff of the Legislature, as well as for invited witnesses, visitors, and members of the general public attending such sessions or meetings. Such prohibition shall not include the use of microphones, electronic recording devices, video recording equipment or portable computers used for the purposes of recording the proceedings of legislative sessions or committee meetings if done in a nondisruptive manner.

5.08(1) DECORUM IN LEGISLATURE CHAMBER:

In accordance with Article 7 of the N.Y. Public Officers Law, the Erie County Legislature hereby finds that it is essential to the maintenance of a democratic society that the business of Erie County be performed in an open and public manner. The citizens of Erie County and other governmental officials should be able to attend and observe their legislators during public deliberations subject to certain rules to allow this Honorable Body to properly consider the issues before it.

5.08(2) VISITORS TO THE ERIE COUNTY LEGISLATURE:

All visitors and spectators to the Erie County Legislature must be respectful and obey the rules of order promulgated by this Honorable Body.

5.08(3) FLOOR MOVEMENT:

In order to preserve the order, decorum and security of this Honorable Body, the floor of the Legislature Chamber will be restricted during sessions and public hearings to Legislators, Legislature Staff, County-wide Elected Officials, Administration Representatives, Department Heads and others granted permission by the Chair of the Erie County Legislature.

5.08(4) BANNERS, SIGNS AND PLACARDS:

Any display of banners, signs, or placards in the Legislature Chamber or Committee Rooms that is disruptive to the deliberative process of the Erie County Legislature and not previously authorized by the Clerk of the Erie County Legislature is strictly prohibited.

5.08(5) DISTRIBUTION OF LITERATURE OR MATERIALS:

Any distribution of literature or materials in the Legislature Chamber or Committee Rooms not previously authorized by the Clerk of the Erie County Legislature is strictly prohibited.

5.08(6) AUDIO RECORDING:

Audio recording of the public proceedings of the Erie County Legislature's sessions, committee meetings and public hearings shall be permitted under the following conditions:

- a) any unobtrusive audio recorder may be used provided that such recording is restricted to the open and public areas of the Legislature Chamber and Committee Rooms; and
- b) only credentialed members of the news media will be allowed access to the audio/visual equipment of the Erie County Legislature.

5.08(7) VIDEO RECORDING:

Video recording of the public proceedings of the Erie County Legislature's sessions, committee meetings and public hearings shall be permitted under the following conditions:

- a) any unobtrusive video recorder may be used provided that such recording is restricted to the open and public areas of the Legislature Chamber and Committee Rooms; and
- b) only credentialed members of the news media will be allowed access to the audio/visual equipment of the Erie County Legislature; and
- c) no light, visible signal or audible sound shall be used on any video equipment to indicate that the equipment is operating.

5.08(8) DRESS DECORUM:

Denim of any form is prohibited from attire of any member of the Legislature or staff in the Legislative Chambers during any event involving formal business of the county including, but not limited to, sessions, committee meetings, public hearings, and informational hearings.

5.08(9) ELECTRONIC DEVICES

All electronic devices shall be maintained on silent or vibrate mode and any disruption caused by a personal electronic device shall be grounds for removal under section 5.08(11).

5.08(10) OATH OR AFFIRMATION:

The Chair of the Legislature, or committee, has the power to request anyone speaking in front of the Legislature take an oath affirming the truthfulness of the information being presented on the floor. This applies to any situation where the Legislature will be using the facts presented in making a decision. The discretion to use this power is within the control of the Chair of the Legislature or committee, depending on the body being presented with the information.

The Chair in charge of the meeting will ask the speaker, "Do you swear that what you are about to present is, to the best of your knowledge, both true and correct?"

Speaker must answer in the affirmative or leave the floor until such a time as they are able to make the oath in the affirmative. If the speaker is unable to answer in the affirmative, a vote of the

majority of the committee or the Legislature as a whole shall be taken as to whether to allow him or her access to the floor.

5.08(11) VIOLATIONS:

Any violation of the order or decorum of the Legislature subjects an offending party to removal from the Erie County Legislature's sessions, committee meetings and public hearings and possible forfeiture of their right to attend future sessions, committee meetings and public hearings of this Honorable Body.

5.09 AMENDMENT OF RULES:

These rules shall not be rescinded, altered, or amended, nor shall any additional rule be added, except by a majority vote of the total members of the Legislature, and only after at least one day's notice in writing, filed with the Clerk of the Legislature. Any additions to the Rules of Order shall be underlined and deletions shall be bracketed [] or marked-up using the Track Changes function in Microsoft Word.

SECTION 6.00: EFFECTIVE DATE

6.01 EFFECTIVE DATE:

These rules shall be effective immediately upon adoption by a majority vote of the total membership of the Legislature.

Item 2 – No items for reconsideration from previous meeting.

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

CARRIED UNANIMOUSLY.

Item 4 – No Public Hearings.

MISCELLANEOUS RESOLUTIONS

Item 5 – Miscellaneous Resolutions were offered, as follows:

MAJORITY CAUCUS Celebrating and Recognizing National Hospitality Workers Appreciation Day

MAJORITY CAUCUS Recognizing National Colorectal Cancer Awareness Month

MAJORITY CAUCUS Honoring and Recognizing National Leadership Day

DUPRE	Celebrating the Official Grand Opening of "Our Mommie Village"
DUPRE	Acknowledging AMF Local 533 During Black History Month (Labor)
DUPRE	Acknowledging Roger I. Blackwell - Black History Month Honoree
DUPRE	Acknowledging Jeffery Richardson Sr. - Black History Month Honoree
DUPRE & KOOSHOIAN	In Remembrance of Edward “Macho” Colon
DUPRE & VINAL	Celebrating and Recognizing TOASTED during National Toast Day
DUPRE	Recognizing Maureen's Buffalo Wholesale Flower Market - Acknowledging National Floral Design Day
ST. JEAN TARD	Honoring Ellen Harris-Harvey as Erie County Citizen of the Month - February 2025
ST. JEAN TARD	Honoring Angela Blue during Black History Month
BARGNESI	Happy 100th Birthday Mary Alyce Burns
VINAL	Honoring and Celebrating the Ribbon-Cutting of Its My Birthday
GREENE	Honoring Jennifer Berndt as the 2025 Clarence Chamber of Commerce Educator of the Year
GREENE	Honoring Scott Medole as Clarence Chamber of Commerce 2025 Volunteer of the Year
GREENE	Recognizing Sto Lat Strong for Their Efforts to Raise Awareness of Colon Cancer During Colorectal Awareness Month
GREENE	Honoring Stephen Szortyka and Prominent Coffee as the Clarence Chamber of Commerce 2025 People’s Choice Award Recipient
GREENE	Honoring Linda Zakrzewski as Clarence Chamber of Commerce’s Lifetime Achiever of the Year
GREENE	Honoring Morluski’s Restaurant as the Clarence Chamber of Commerce 2025 Small Business of the Year
GREENE	Honoring Ron Walkowiak as Clarence Chamber of Commerce 2025 Citizen of the Year
GREENE	Honoring Cortese Construction Service Corporation as Clarence Chamber of

	Commerce 2025 Large Business of the Year
GREENE	Honoring BankOnBuffalo as the Clarence Chamber of Commerce 2025 Flora Leamer Community Involvement Award Winner
GREENE	Honoring Go To Girls, Inc. as the Clarence Chamber of Commerce 2025 Organization of the Year
TODARO	Recognizing Transit Animal Hospital for National Love Your Pet Day
TODARO	Recognizing Alden Animal Hospital for National Love Your Pet Day
TODARO	Recognizing Alliance Animal Hospital for National Love Your Pet Day
TODARO	Recognizing County Cuts Dog Grooming for National Love Your Pet Day
TODARO	Recognizing Fetch n’Catch for National Love Your Pet Day
TODARO	Recognizing Furry Friends Holistic Pet Spa for National Love Your Pet Day
TODARO	Recognizing Mutt Cuts for National Love Your Pet Day
TODARO	Recognizing Suburban South Veterinary Hospital for National Love Your Pet Day
TODARO	Celebrating the Depew Community Center Grand Opening
LORIGO	Recognizing Hen-Hawk Acres During National Agriculture Week
LORIGO	Recognizing Early Bird Childcare Centers, Inc. on National Preschoolers Day
LORIGO	Proclaiming March 2025 as “National Music In Our Schools Month”
MILLS	Honoring Laing Funeral Home Inc. for 75 Years of Service to the Community
MILLS	Honoring West Herr Automotive Group for 75 Years of Excellence
MILLS	Honoring Donald C. Fox Sr. for 65 Years of Service to the Langford-New Oregon Volunteer Fire Company
MILLS	Honoring Ronald M. Geiger for 65 Years of Service to the Langford-New Oregon Volunteer Fire Company

MR. GILMOUR moved for consideration of the above forty items. MS. VINAL seconded.

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

MR. GILMOUR moved for approval of the above forty 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.

Item 10 – CHAIR MEYERS directed that Local Law No. 3 (Print #2) 2025 be laid on the table and in the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

COMMITTEE REPORTS

Item 11 – MR. GREENE moved to separate Item No. 2 from the report.

MR. BARGNESI moved to approve the balance of the report with Item No. 2 separated.
MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

CHAIR MEYERS called for a two minute recess to begin at 11:43 A.M.

CHAIR MEYERS called the meeting to order at 11:45 A.M.
All members present.

MR. GREENE moved to send Item No. 2 back to the Government Affairs committee and table it. MR. TODARO seconded.

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

AYES: MR. GREENE, MS. LORIGO, MR. MILLS, MR. TODARO, and CHAIR MEYERS. NOES: MR. BARGNESI, MR. DUPRE, MR. GILMOUR, MR. KOOSHOIAN, MS. ST. JEAN TARD and MS. VINAL. (AYES: 5; NOES: 6)

FAILED.

MR. BARGNESI moved to approve Item No. 2. MR. GILMOUR seconded.

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

AYES: MR. BARGNESI, MR. DUPRE, MR. GILMOUR, MR. KOOSHOIAN, CHAIR MEYERS, MS. ST. JEAN TARD and MS. VINAL. NOES: MR. GREENE, MS. LORIGO, MR. MILLS and MR. TODARO. (AYES: 7; NOES: 4)

CARRIED.

RESOLUTION NO. 24

February 13, 2025	GOVERNMENT AFFAIRS COMMITTEE REPORT NO. 1
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ALL MEMBERS PRESENT.
CHAIR MEYERS PRESENT AS EX OFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 20E-6 (2024)
COMPTROLLER: “Department of Law Risk Retention Fund Spending - September 2024”
(Chair’s Ruling)
 - b. COMM. 23E-3 (2024)
COUNTY EXECUTIVE: “Appointment to Charter Revision Commission”
(Chair’s Ruling)
 - c. COMM. 23E-4 (2024)
COMPTROLLER: “Department of Law Risk Retention Fund Spending - October 2024”

(Chair's Ruling)

- d. COMM. 23D-2 (2024)
COUNTY ATTORNEY: "Local State of Emergency Declaration - 11/30/2024"
(Chair's Ruling)
- e. COMM. 23D-3 (2024)
COUNTY ATTORNEY: "Transmittal of New Claims Against Erie County"
(Chair's Ruling)
- f. COMM. 23M-1 (2024)
COMMISSION MEMBER: "Resignation from EC Charter Revision Commission"
(Chair's Ruling)
- g. COMM. 1E-4 (2025)
LORIGO: "Charter Revision Commission Appointment"
(Chair's Ruling)
- h. COMM. 2E-1 (2025)
MEYERS: "Charter Revision Commission Appointment"
(Chair's Ruling)
- i. COMM. 2D-3 (2025)
COUNTY ATTORNEY: "Transmittal of New Claims Against Erie County"
(Chair's Ruling)
- j. COMM. 3D-2 (2025)
REAL PROPERTY TAX SERVICES DIRECTOR: "Response Regarding 5960 Camp Rd.,
Hamburg, NY 14075"
(Chair's Ruling)
- k. COMM. 3M-2 (2025)
MIGLIACCIO LAW OFFICES: "Letter Regarding 5690 Camp Rd., Hamburg, NY 14075"
(Chair's Ruling)
- l. COMM. 3M-3 (2025)
ASSIGNED COUNSEL PROGRAM: "Financial Report, Minutes of Board of Directors'
Meetings"
(Chair's Ruling)
- m. COMM. 3M-4 (2025)
ASSIGNED COUNSEL PROGRAM: "2024 4th Quarter Report of the Assigned Counsel
Program"
(Chair's Ruling)
- 2. COMM. 3E-5 (2025)
COUNTY EXECUTIVE

Re: Re-appointment of the Director of Real Property Tax Services

Dear Honorable Members:

Pursuant to Article 4, Section 401 of the Erie County Charter, I hereby submit for your confirmation the re-appointment Scott Bylewski, to the position of the Director of Real Property Tax Services with a term expiration of September 30, 2031.

Should your Honorable Body require further information, I encourage you to contact my Chief of Staff, Benjamin Swanekamp. Thank you for your consideration on this matter.

Sincerely yours,
Mark C. Poloncarz
Erie County Executive

cc: Appointee
MCP/nn
(4-2)

3. COMM. 3E-6 (2025)
COUNTY EXECUTIVE

Re: Appointment to the Erie County Board of Ethics

Dear Honorable Members:

Pursuant to Section 19.01 of the County Administrative Code, I do hereby appoint and submit for your confirmation the following individual to the Erie County Board of Ethics. His term will expire December 31, 2027.

John J. Flynn
50 Fountain Plaza Suite 1700
Buffalo, NY 14202

If you have any questions, please contact my office at 716-858-8500.

Sincerely yours,
Mark C. Poloncarz
Erie County Executive

MCP/nn
cc: Hon. John Flynn
Barbara Piazza
(6-0)

JOHN A. BARGNESI, JR.
CHAIR

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 25

February 13, 2025	ENERGY & ENVIRONMENT COMMITTEE REPORT NO. 2
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ALL MEMBERS PRESENT.

CHAIR MEYERS PRESENT AS EX-OFFICIO MEMBER.

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

a. COMM. 3E-13 (2025)
COUNTY EXECUTIVE: “ECSD No. 4 - Engineering Term Contract Agreement (Work Order: WNDL-5)”
(Chair’s Ruling)

2. COMM. 3E-12 (2025)
COUNTY EXECUTIVE

WHEREAS, Niagara Mohawk Power Corporation (National Grid) has requested an easement of County owned land, Section-Block-Lot (SBL) No. 220.00-1-18, for relocating a utility pole and anchor to accommodate a bike trail project being completed by the County of Erie; and

WHEREAS, the Division of Sewerage Management has stated this easement would have no long-term adverse impacts on the ability of Erie County Sewer District No. 2 to operate and maintain the infrastructure within the proposed easement area; and

WHEREAS, Niagara Mohawk Power Corporation has offered \$1.00 for the easement; and

WHEREAS, the Division of Sewerage Management recommends entering into an easement agreement with Niagara Mohawk Power Corporation to assist with the bike trail project.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes an easement to Niagara Mohawk Power Corporation for use of a portion of parcel SBL No. 220.00-1-18, with the easement to be twenty (20) feet wide throughout its extent along the westerly boundary of the property and the centerline of the easement area being the centerline of the new facilities / utility pole; and be it further

RESOLVED, that authorization is hereby granted to the Commissioner of the Department of Environment and Planning to execute all documents associated with this easement, subject to approval by the County Attorney; 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 Department of Law, and the Division of Sewerage Management.

(5-0)

3. COMM. 3E-19 (2025)
COUNTY EXECUTIVE

WHEREAS, support can be obtained at both the technical and financial level through agencies and volunteer groups included but not limited to: environmental and cultural heritage restoration, habitat enhancement projects, trails development and management, events coordination, and park programming; and

WHEREAS, the approved Erie County Parks Master Plan specifically calls for the Department of Parks, Recreation & Forestry to formalize agreements with current and potential partners when practicable.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive and/or Deputy County Executive to enter into agreements with the following organizations for the purpose of providing greater levels of maintenance and enhancements to the Erie County Parks System that might not otherwise be able to be provided through the County's efforts alone:

Rotary Club of the Tonawandas
Buffalo Niagara Disc Golf
Friends of the Riverline, Inc.

and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the Erie County Executive's Office, Department of Parks, Recreation & Forestry, and Department of Law.

(5-0)

4. COMM. 3E-20 (2025)
COUNTY EXECUTIVE

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

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

WHEREAS, Elma Meadows Golf Course has been without a vendor for a period of two years, leading to dissatisfaction by golf course patrons and a lack of service considered standard at public golf courses; and

WHEREAS, Legacy Hospitality and Entertainment Group submitted a proposal for concession service in response to a Request for Proposal (RFP) 2024-040VF and was the only bidder.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive and/or Deputy County Executive to enter into a three-year agreement with Legacy Hospitality and Entertainment Group for operation of the concession at Elma Meadows Golf Course; and be it further

RESOLVED, the Erie County Department of Parks, Recreation & Forestry will receive \$1,250 in monthly rent from Legacy Hospitality and Entertainment Group for the first year of the contract, \$1,500 per month for the second year, and \$1,750 per month for the third year; and be it further

RESOLVED, the certified copies of this resolution be sent to the County Executive’s Office, Comptroller’s Office, Department of Law, and Department of Parks, Recreation & Forestry.
(5-0)

JOHN A. BARGNESI
CHAIR

Item 13 – MS. ST. JEAN TARD presented the following report and moved for immediate consideration and approval. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 26

February 13, 2025	ECONOMIC DEVELOPMENT COMMITTEE REPORT NO. 2
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ALL MEMBERS PRESENT.
CHAIR MEYERS PRESENT AS EX-OFFICIO MEMBER.

1. COMM. 3E-11 (2025)
COUNTY EXECUTIVE
- WHEREAS, the existing 7-story Fire Training Tower located at the Fire Training Academy at 3359 Broadway St. Cheektowaga, NY 14227 has been used for fire training purposes by several local volunteer and municipality fire companies to execute project training for its firefighters until the building had been decommissioned in 2017 due to unsafe conditions; and

WHEREAS, the Fire Training Tower is the only building of its kind in Western and Central New York for firefighter multi-story training purposes considering its height; and
WHEREAS, Erie County Emergency Services has expressed the need to have this building

rehabilitated for training purposes and has worked in collaboration with the Department of Public Works (DPW) to begin the process of assessing the structure; and

WHEREAS, the Cheektowaga Fire Tower Structural Assessment project (herein called the “Project”) seeks structural assessment of the existing fire tower with recommendations to determine the extent of the repairs necessary along with associated construction cost estimates needed to bring the tower back into operation; and

WHEREAS, the completion of the Project will evaluate the current safety of the structure and identify the necessary repairs in order to determine if the County should move forward with repairs or look into removal and replacement of the tower; and

WHEREAS, the Department of Public Works (DPW) received proposals for the Cheektowaga Fire Tower Structural Assessment Project on December 5th 2024; and

WHEREAS, Liro Engineers, Inc. had shown the necessary expertise and manpower to provide professional design services for the project.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive or Deputy County Executive to enter into an Agreement with Liro Engineers, Inc. for providing professional design services for the Erie County – Cheektowaga Fire Training Tower for an amount not to exceed \$150,000, including design contingency in the amount of \$19,214; and be it further

RESOLVED, that the Comptroller’s Office be authorized to make payment from the following capital project in Funds Center 122, Fund 410:

A.24056 – Fire Safety - Training Tower Reconstruction	\$150,000
Total Amount Not to Exceed	\$150,000

and be it further

RESOLVED, that two certified copies of this resolution be sent to Department of Public Works, and one copy each to the County Executive’s Office, Comptroller’s Office, Department of Homeland Security & Emergency Services and Division of Budget and Management.
(6-0)

2. COMM. 3E-14 (2025)
COUNTY EXECUTIVE

WHEREAS, the Department of Public Works, Division of Highways (DPW), maintains a Geographic Information Solutions (“GIS”) System for asset management; and

WHEREAS, as a result of this system, Erie County DPW will operate more efficiently as well as respond to the public with consistent and accurate data; and

WHEREAS, the Department of Public Works, Division of Highways, determined through a Request for proposals that Labella Associates has the appropriate experience in GIS technical services and application development, Labella was selected using Erie County consultant selection process; and

WHEREAS, funding for this contract is available from the capital project hereinafter noted.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive or Deputy County Executive to execute a contract with Labella Associates for providing consulting services to assist DPW with the implementation of GIS technology for an amount not to exceed \$200,000; and be it further

RESOLVED, that authorization is hereby given for the sum of \$200,000 be appropriated from Fund 410, Funds Center 122, Project WBS A.24050 2024 IT & GIS Services; 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, Office of the Commissioner, and one copy each to the County Executive's Office, Comptroller's Office and Division of Budget and Management.
(6-0)

3. COMM. 3E-15 (2025)
COUNTY EXECUTIVE

WHEREAS, Watts Architecture and Engineering was previously approved per COMM 14E-12 (2023) to provide Countywide Hazardous Materials Design and/or Sample Testing and Air Monitoring services for the Erie County Medical Examiner's Office Renovations – Phase 7 project; and

WHEREAS, there were suspicious hazardous material items that were found during construction and are considered unforeseen by Watts Architects and Engineers during the initial pre-renovation hazardous materials survey; and

WHEREAS, additional air monitoring and XRF readings were added to the scope of the project after construction commenced to address the concern in compliance with the Department of Labor; and

WHEREAS, the additional fee for Watts' expanded scope is to address the unanticipated verification of lead paint on the exterior walls and air monitoring for the removal of the tile floor located under interior walls; and

WHEREAS, the County Executive is requesting authorization to issue an agreement amendment to the firm of Watts Architecture & Engineering for providing asbestos, air monitoring and testing services.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive or Deputy County Executive to execute a second Agreement Amendment with Watts Architects and Engineers under EC DPW Contract No. 22-676-PW to increase their Hazardous Material Design fee by a cost no greater than \$6,750, for a total contract value of \$18,750 specific to the Erie County Medical Examiner's Office – Phase 7 Project; and be it further

RESOLVED, that authorization is hereby given to the Comptroller's Office to make payments from Capital Project A.22006 – 2022 – Medical Examiners Toxicology/Pathology Renovations, Funds Center 122, Fund 410 for these services; 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 County Executive's Office, Comptroller's Office and the Division of Budget and Management.
(6-0)

4. COMM. 3E-18 (2025)
COUNTY EXECUTIVE

WHEREAS, the library has not had a significant remodel in decades. The current staff spaces do not properly reflect the current workforce size and results in significant inefficiencies for employees; and

WHEREAS, Buffalo's Downtown Central Library has been lacking in modernization efforts to properly serve the current generation of patrons; and

WHEREAS, modernizing the interior of the building will allow the library to better serve its patrons by changing its programming to reflect changing technologies and interests to be more conducive to current Library operations; and

WHEREAS, the Department of Public Works has solicited RFP's to begin a standard consultant selection process to design a phased approach to an interior redesign of the library that will strengthen community partnerships and increase usership of the library; and

WHEREAS, Bostwick Design Partnership has shown the necessary expertise and manpower to provide professional design services for the project through a qualifications based selection process to conduct a space utilization study; and

WHEREAS, authorization is required for the County Executive to issue an Agreement with Bostwick Design Partnership to provide professional design services for the Utilization Study project.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes Erie County to accept the transfer of \$290,000 in funding from the Buffalo & Erie County Public Library (Fund 820, Funds Center 420, Account #570028 – Interfund County Share Library) into the Division of Buildings and Grounds (Fund 490, Funds Center 12220) Capital Project F.24001 – 2024 Erie County Public Library Various Improvements & Upgrades as follows:

Project F.24001
2024 Erie County Public Library Various Improvements & Upgrades
Fund 490, Funds Center 12220

REVENUES	BUDGET	CHANGE	REVISED BUDGET
466000 Miscellaneous Receipts	\$ 0	\$290,000	\$290,000
475000 General Obligation Bond Proceeds	\$700,000	\$0	\$700,000
	\$700,000	\$290,000	\$990,000
APPROPRIATIONS			
Capital Project Expense	\$700,000	\$290,000	\$990,000
TOTAL	\$700,000	\$290,000	\$990,000

and be it further

RESOLVED, that authorization is hereby given for the County Executive or Deputy County Executive to enter into an Agreement with Bostwick Design Partnership in an amount not to exceed \$290,000.00 to provide professional Design services for the Downtown Library Space Utilization Study; and be it further

RESOLVED, a design contingency will be included as part of the Project in the amount of \$59,700.00; and be it further

RESOLVED, that any unused design contingency will be returned to the Design Contingency Fund; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above and approved capital budgets, Fund 490, Funds Center 12220, as follows:

F.24001 – 2024 Erie County Public Library Various Improvements & Upgrades \$290,000.00

and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Commissioner's Office, and one copy each to the County Executive's Office, Comptroller's Office, Division of Budget and Management, and Buffalo & Erie County Central Library, Andrew Wiede.

(4-2)

TAISHA ST. JEAN TARD
CHAIR

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 27

February 13, 2025	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 2
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ALL MEMBERS PRESENT EXCEPT LEGISLATOR GREENE.
CHAIR MEYERS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 3E-1 (2025)
COMPTROLLER: “Department of Law Risk Retention Fund Spending - November 2024”
(Chair’s Ruling)
 - b. COMM. 3E-2 (2025)
MEYERS: “2025 Mid-Year Informational Erie County Budget Hearings Schedule”
(Chair’s Ruling)
 - c. COMM 3E-4 (2025)
MEYERS: “Community Benefits Oversight Committee Appointment”
 - d. COMM. 3E-10 (2025)
COMPTROLLER: “Audit of the EC Department of Real Property Tax Services”
(Chair’s Ruling)
 - e. COMM. 3D-1 (2025)
DIRECTOR OF BUDGET & MANAGEMENT: “November 2024 Budget Monitoring Report”
(Chair’s Ruling)
2. COMM. 3E-16 (2025)
COUNTY EXECUTIVE
WHEREAS, the 2025 Adopted Budget Grant Fund included one personnel adjustment approved by the Erie County Legislature on December 5, 2024, within the Department of Central Police Services’ Aid to Crime Lab (AIDCRLAB) Grant; and

WHEREAS, the 165AIDCRLAB2526 grant period runs from July 1, 2025 to June 30, 2026;
and

WHEREAS, because this 165AIDCRLAB2526 grant authorized as part of the 2025 Adopted Budget does have grant periods matching the calendar year, the authorized personnel adjustments would not go into effect until the start of the respective grant period; and

WHEREAS, to make this personnel adjustment effective as of January 1, 2025, as anticipated, authorization must be given to make this personnel adjustment within the current 165AIDCRLAB2425 grant.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the creation of a Forensic Biologist III position (Job Group 13) and deletion of a Forensic Biologist II position (Job Group 12) (B-100 #14651) within the Department of Central Police Services' 165AIDCRLAB2425 grant effective as of January 1, 2025, (as approved in the 2025 Adopted Budget for 165AIDCRLAB2526); and be it further

RESOLVED, that sufficient funding exists within the Central Polices' Aid to Crime Lab Grant 165AIDCRLAB2425 to cover the increased salary of \$5,174 from January 1, 2025 to June 30, 2025; and be it further

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

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this resolution to the Office of the County Executive, the Office of the Comptroller, the Department of Personnel, the Division of Budget and Management, and the Department of Central Police Services.
(5-0)

MICHAEL H. KOOSHOIAN
CHAIR

Item 15 – MR. DUPRE presented the following report and moved for immediate consideration and approval. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 28

February 13, 2025	HEALTH & HUMAN SERVICES COMMITTEE REPORT NO. 2
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ALL MEMBERS PRESENT.

1. RESOLVED, the following item is hereby received and filed:
 - a. COMM. 3M-1 (2025)
ERIE COUNTY BOARD OF HEALTH CHAIR “Erie County Board of Health Meeting Minutes”
(Chair’s Ruling)

2. COMM. 3E-21 (2025)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health's Public Health Preparedness division works directly with the Medical Reserve Corps, a volunteer organization that assists in public health and emergency operations; and

WHEREAS, The National Association of County and City Health Officials (NACCHO) has awarded \$10,000 for trainings and supplies for the Erie County Medical Reserve Corps; and

WHEREAS, this award will be used to train MRC volunteers into Level 3 Tier so they may be deployed to emergencies outside local jurisdictions, and provide the necessary deployment bags and supplies; and

WHEREAS, the funds will provide the necessary training for the skills and knowledge for MRC volunteers as well as supplies and clothing to participate in other community events and trainings throughout Erie County and its 44 municipalities.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive or Deputy County Executive to accept \$10,000 from The National Association of County and City Health Officials (NACCHO) and amend the Department of Health Division of Emergency Medical Services' 2025 General Fund Budget (Fund 110, Funds Center 12720) as follows:

Department of Health
Division of EMS
Fund 110, Funds Center 12720

ACCOUNT	REVENUE	CHANGE
479100	Other Contributions	\$10,000
	TOTAL	\$10,000

ACCOUNT	APPROPRIATION	CHANGE
505000	Office Supplies	\$392
505200	Clothing Supplies	\$3,450
505400	Food & Kitchen Supplies	\$1,750
505200	Medical Supplies	\$4,096
530000	Other Expenses	\$312
	TOTAL	\$10,000

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.

(5-0)

3. COMM. 3E-22 (2025)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health's Environmental Health Division provides education, outreach, and inspections for various issues including safe drinking water, lead hazards, rabies clinics, food service inspections, tobacco enforcement, and many other issues; and

WHEREAS, Erie County has a growing New Americans population who own homes, business, and participate in various department programming; and

WHEREAS, ECDOH would like to contract with Journey's End Refugee Services for in person translation services to meet New Americans where they are; and

WHEREAS, in person translation services help facilitate and ensure all residents are aware of available programs and how to mitigate or remediate any environmental hazards to protect their health; and

WHEREAS, ECDOH is not aware of any other local agencies who provide in person services at various locations to help with issues specifically around inspections; and

WHEREAS, funds are available in account 516020 Professional Services to cover the cost of the services.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Legislature hereby authorizes the County Executive or Deputy County Executive to enter into a contract with Journey's End Refugee Services, waiving the procedures in Section 26.08 of the Erie County Administrative Code; and be it further

RESOLVED, that sufficient funds to cover the cost of this contract already exist within the Health Department (Fund 110, Funds Center 12730) 2025 General Fund Budget in Account 516020 - Professional Services, Contracts and Fees; and be it further

RESOLVED, 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 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.

(5-0)

4. COMM. 3E-23 (2025)
COUNTY EXECUTIVE

WHEREAS, Erie County's Office of Health Equity (OHE) was created in 2021 to evaluate a wide variety of specific health outcomes among diverse populations to fully understand the depth of health disparities in Erie County and to partner with community members, healthcare providers, faith and philanthropic leaders, and organizations to enact programs that help disadvantaged, marginalized, and diverse populations in Erie County achieve maximum health and wellness; and

WHEREAS, OHE, in partnership with 211 WNY and the Food Policy Council of Buffalo and Erie County, was awarded \$99,708 from the U.S. Department of Agriculture for a Farmers Market Promotion program; and

WHEREAS, the program will connect residents who lack access to fresh, healthy foods to local farmers and farmers markets, both improving health outcomes and supporting our local agricultural community; and

WHEREAS, the funds will be used for marketing and targeted outreach approach with extensive data collection with goals of improving food systems, support future initiatives, and assist the expansion of food markets into underserved areas.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive or Deputy County Executive to enter into contract with U.S. Department of Agriculture to accept \$99,708 in funding to be budgeted as a multi-year grant as follows:

Department of Health
Farmers Market Promotion Grant
Fund 281, Funds Center 12700
127FMPP2426
9/30/2024-9/29/2026

<u>ACCOUNT</u>	<u>REVENUE</u>	<u>BUDGET</u>
414000	Federal Revenue	<u>\$99,708</u>
	TOTAL	<u>\$99,708</u>

<u>ACCOUNT</u>	<u>APPROPRIATION</u>	<u>BUDGET</u>
516020	Professional Services, Contracts and Fees	\$95,708
912700	ID Health Services	\$2,000
980000	ID DISS Services	<u>\$2,000</u>
	TOTAL	<u>\$99,708</u>

and be it further

RESOLVED, that authorization is hereby given to enter into contract with 211 WNY, waiving the procedures in Section 26.08 of the Erie County Administrative Code; 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 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 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.

(5-0)

LAWRENCE J. DUPRE
CHAIR

Item 16 – MR. GILMOUR presented the following report and moved for immediate consideration and approval. MR. MILLS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 29

February 13, 2025	PUBLIC SAFETY COMMITTEE REPORT NO. 1
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ALL MEMBERS PRESENT EXCEPT LEGISLATOR GREENE.
CHAIR MEYERS PRESENT AS EX-OFFICIO MEMBER

1. RESOLVED, the following items are hereby received and filed:

- a. COMM. 3E-24 (2025)
SHERIFF: "ECSO Response Regarding the ECCASAB"
(Chair's Ruling)
 - b. COMM. 3M-5 (2025)
ECCSAB MEMBERS: "Members Response Regarding ECCSAB"
(Chair's Ruling)
2. COMM. 2E-18 (2025)
SHERIFF

WHEREAS, the U.S. Department of Homeland Security, through the New York State Division of Homeland Security and Emergency Services, has awarded \$243,000.00 for FY2024 to Erie County to increase security along the northern border; and

WHEREAS, the Erie County Sheriffs Office will coordinate with police agencies in the cities of Buffalo, Tonawanda and Lackawanna and the towns of Tonawanda, Lancaster, Hamburg, Evans and Brant; and

WHEREAS, these patrols support the U.S. Border Patrol's mission of protecting the international borders from human trafficking and illegal drug operations, as well as apprehending terrorists and others intent on conducting illegal activities on U.S. soil; and

WHEREAS, the funds will be used for overtime and fringe benefits of the participating law enforcement agencies; and

WHEREAS, this resolution accepts \$243,000.00 in grant funding and will provide all expenses needed to support this program.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive and Sheriff to enter into an agreement with the New York State Division of Homeland Security and Emergency Services to accept \$243,000.00 for FY2024; and be it further

RESOLVED, the funds be allocated as follows in fund center 11510:

FY2024 Operation Stonegarden Orant September 1, 2024 to August 31, 2027

REVENUE	INCREASE
414000-Federal Revenue	\$243,000.00
APPROPRIATIONS	INCREASE
501000-Overtime	\$30,000.00
502000 - Fringe Benefits	\$8,750.00
516010 - Contractual Payments	\$114,250.00
561410- Lab and Tech	\$90,000.00
TOTAL APPROPRIATIONS	\$243,000.00

and be it further

RESOLVED, that the County Executive and Sheriff are authorized to enter into sub-contracts with the cities of Buffalo, Tonawanda and Lackawanna and the towns of Tonawanda, Lancaster, Hamburg, Evans and Brant; and be it further

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

RESOLVED, the Comptroller is authorized to release the designated funds and make payments as necessary; and be it further

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

FISCAL IMPACT: As Indicated
(5-0)

3. COMM. 3E-7 (2025)
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, there has been an increased focus on mental health and wellness in the law enforcement community in recent years; and

WHEREAS, employee wellness is a priority of the Erie County Sheriff's Office; and

WHEREAS, The Buffalo Club has graciously offered to contribute several pieces of fitness equipment to the Erie County Sheriff's Office to further its goal to promote employee wellness.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Legislature authorizes the Erie County Sheriff's Office to accept the following items from The Buffalo Club as a donation:

1. 1 Matrix Full Rack
2. 1 Precor Smith Machine
3. 1 Calf Raise Machine
4. 1 Glute Machine
5. 1 Tricep Machine
6. 1 Lateral Raise Machine
7. 1 Bicep Machine
8. 1 Shoulder Press Machine
9. 1 Low Back Machine
10. 1 Self-Propelled Treadmill
11. 2 Cyber Arc Trainers
12. 2 Precor Ellipticals
13. 2 Precor EFX Cross Ramps
14. 3 Precor AMT Open Strides
15. 1 Scifit Seated Elliptical
16. 1 Precor Recumbent Bike

17. 5 Espresso Upright Bikes

and be it further

RESOLVED, the items received as a donation to the Erie County Sheriff's Office will become property of the County of Erie, and will be recorded as an asset if required by the Erie County Comptroller's asset control policy; and be it further

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

FISCAL IMPACT: As Indicated.
(5-0)

4. COMM 3E-8 (2025)
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, Police Services Division utilizes the services of thirteen (13) K-9s to help maintain public safety; and

WHEREAS, the Erie County Sheriff's Office, Jail Management Division utilizes the services of six (6) K-9s to help maintain public safety; and

WHEREAS, occasionally, the nineteen (19) K-9s of the Erie County Sheriff's Office require veterinary, specialist and boarding services; and

WHEREAS, funding for these services has been previously allocated in the 2025 Erie County Budget as follows:

Fund 110, Funds Center 11510
Erie County Sheriff's Office
Police Services Division

APPROPRIATIONS

516020 - Professional Services Contracts & Fees \$1,856,230

Fund 110, Funds Center 116
Erie County Sheriff's Office
Jail Management Division

APPROPRIATIONS

516020 - Professional Services Contracts & Fees \$372,956

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Legislature authorizes the County Executive and Sheriff to enter into contracts as necessary with the following providers for services, to include veterinary and boarding services, for the fiscal year 2025, retroactive to January 1, 2025, in order to assure the continuation of vital care and services for the Erie County Sheriff's Office K-9s:

Brighton-Eggert Animal Clinic, 2880 Sheridan Dr., Tonawanda
BluePearl Pet Hospital, 4821 Genesee St., Cheektowaga
Orchard Park Veterinary Medical Center, 3930 N. Buffalo St., Orchard Park
Eagle Ridge Kennels, 7081 Ellicott Rd., Orchard Park
Village Veterinary Clinic of Hamburg, 113 Buffalo St., Hamburg

and be it further

RESOLVED, that inasmuch as it is impractical to follow the request for proposal (RFP) in the case of veterinary services, the Erie County Legislature hereby waives this procedure as provided for in Section 26.08 of the Erie County Administrative Code; and be it further

RESOLVED, that authorization is hereby given to the Erie County Sheriff's Office to enter into contracts as necessary for non-emergency veterinary specialists. The Erie County Legislature will within thirty (30) days be notified in writing of such actions, including the name of the vendor and the total expense incurred; and be it further

RESOLVED, certified copies of the approved resolution shall be forwarded to the County Executive, Department of Law, Comptroller's Office, Division of Budget and Management, Division of Purchase and Erie County Sheriff's Office.
(5-0)

5. COMM 3E-17 (2025)
SHERIFF

WHEREAS, the Erie County Department of Homeland Security and Emergency Services has been awarded \$172,413 in state aid funding to support the development and maintenance of our local comprehensive, risk based, all hazards emergency management plan and capabilities through the NYS Department of Homeland Security and Emergency Services in the FY23 Domestic Terrorism Prevention Grant (DTPG); and

WHEREAS, these funds will be utilized to ensure that DHSES are able to continue to deliver and maintain quality Domestic Terrorism Prevention Programming; and

WHEREAS, no County funds will be necessary for Erie County to accept this State aid to enhance public safety.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive or Deputy County Executive to accept \$172,413 from NYS Department of Homeland Security and

Emergency Services and be made available as a multi-year grant to Department of Homeland Security and Emergency Services in Fund 281, Funds Center 1670030 as follows:

Department of Homeland Security & Emergency Services
FY 2023 DOMESTIC TERRORISM PREVENTION GRANT (DTPG)
(HS167DTPG2426)
9/1/2024-8/31/2026

ACCOUNT	REVENUES	BUDGET
409000	State Aid Revenue	\$172,413
ACCOUNT	APPROPRIATIONS	BUDGET
501000	Overtime	\$80,000
510100	Out of Area Travel	\$15,000
516020	Professional Services, Contracts and Fees	\$47,000
561410	Lab & Technical Equipment	\$30,413
	TOTAL	\$172,413

and be it further

RESOLVED, that authorization is hereby given to the Director of Budget and Management to adjust grant appropriations and revenues in accordance with the final grantor funding levels or grantor authorized changes to award amounts, provided there are no changes to authorized personnel levels and county share amounts; 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 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 certified copies of this resolution be sent to the County Executive's Office, Comptroller's Office, Department of Homeland Security and Emergency Services, Department of Law, and Division of Budget and Management.
(5-0)

JOHN J. GILMOUR
CHAIR

LEGISLATOR RESOLUTIONS

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 30

RE: Increasing Corrections Staffing
at NYS Correctional Facilities
(INTRO. 4-1)

**A RESOLUTION TO BE SUBMITTED BY
THE MINORITY CAUCUS**

WHEREAS, a recent incident at Collins Correctional Facility in Erie County led to three injured correctional officers and a lockdown of the facility for several days, highlighting staffing and security issues at New York State correctional facilities; and

WHEREAS, earlier this year, six officers and a sergeant were injured at Albion Correctional Facility in assaults by an inmate and eight officers were injured when an inmate attacked them in two separate incidents at Wende Correctional Facility that occurred in November 2024; and

WHEREAS, only days before the incident at Collins Correctional Facility took place, the New York State Correctional Officers & Police Benevolent Association (NYSCOPBA) issued a statement expressing concerns over staffing shortages and stated that 2024 resulted in a record number of assaults on staff; and

WHEREAS, in testimony given to state lawmakers during a Joint Legislative Public Hearing, the president of NYSCOPBA cited a reduction of over 5,000 security staff over the past five years, exponential increases in mandatory overtime including triple shift requirements, and many other failures by the NYS Department of Corrections; and

WHEREAS, year after year, more Corrections Officers are retiring than are being hired by the NYS Department of Corrections, further exacerbating staffing shortages and the subsequent effects; and

WHEREAS, due to unreasonable levels of mandatory overtime, a high stress environment, and a substantially dangerous work environment, NYSCOPBA is also reporting difficulty retaining corrections staff, many of which suffer from burnout and leave early into their careers; and

WHEREAS, in response to the state's apparent lack of concern for the dangerous work environment in state prisons, corrections officers at three state corrections facilities, including Collins and Wende, have gone on strike to demand improved security measures and working conditions; and

WHEREAS, these conditions are untenable and pose a significant risk to the safety and well-being of the corrections officers, their families, facility staff, the incarcerated individuals, and the community.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature calls upon New York State lawmakers and the NYS Department of Corrections to enact measures to address the severe staffing shortages at state correctional facilities; and be it further

RESOLVED, certified copies of this resolution shall be sent to the Governor of New York State, the Western New York delegations to the State Senate and Assembly, the NYS Department of Corrections and Community Supervision, and any other party deemed necessary and proper.

Item 18 – MR. GILMOUR presented the following resolution and moved for immediate consideration and approval. MR. MILLS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 31

RE: Re-Appropriation of Public
Benefit Funding
(INTRO. 4-2)

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

WHEREAS, Orchard Park District Softball team was awarded \$5,000 in public benefit funding by the Erie County Legislature in the 2024 Erie County adopted budget; and

WHEREAS, this organization is not able to accept the funds, and the funding should be transferred to an alternative organization; and

WHEREAS, as in similar 2021, 2022 and 2023 situations, it is the intention of this Honorable Body to transfer such funding to community organizations serving the public.

NOW, THEREFORE, BE IT

RESOLVED, that this honorable body hereby unauthorizes \$5,000 in funding for the Orchard Park District Softball Team designated on pg. 281 of Book A of the 2024 Adopted County Budget, Fund 110, Community/Neighborhood Development, Fund Center 1332010, Account 518843; and be it further

RESOLVED, that this honorable body hereby designates \$5,000 in available Community/Neighborhood Development funding to Erie County Federation of Sportsmen's Clubs, Inc. and authorizes the Budget Director to take any actions necessary to transfer the \$5,000 in funding originally designated to the Orchard Park District Softball Team in the 2024 adopted budget to the Erie County Federation of Sportsmen's Club.; and be it further

RESOLVED, that the County Executive, or his designee, is hereby authorized to enter contract with Erie County Federation of Sportsmen's Club, Inc. to effectuate this funding transfer; and be it further

RESOLVED, that certified copies of this resolution be sent to the Erie County Executive, Budget Director, and County Comptroller.

Item 19 – MR. GILMOUR presented the following resolution and moved for immediate consideration and approval. MR. MILLS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 32

RE: Supporting Renewal of NYS Brownfield
Cleanup Program Tax Credits
(INTRO. 4-3)

**A RESOLUTION TO BE SUBMITTED BY
THE MINORITY CAUCUS**

WHEREAS, the New York State Brownfield Cleanup Program has been instrumental in revitalizing contaminated properties across Western New York since its inception in 2003; and

WHEREAS, the Program has enabled the successful remediation and redevelopment of numerous contaminated sites, with the Department of Environmental Conservation (DEC) having approved 1,360 applications and certified completion of 715 properties statewide; and

WHEREAS, the Brownfield Cleanup Program has been particularly crucial for Western New York's economic development; and

WHEREAS, the Generation 1 Brownfield tax credits are currently set to expire in 2027, putting the development of numerous potential development sites across Western New York at risk; and

WHEREAS, the two-year timeline before expiration isn't sufficient for new projects to complete the comprehensive process of site assessment, DEC approval, remediation, and redevelopment; and

WHEREAS, developers and businesses are already withdrawing from potential projects due to uncertainty about the program's future; and

WHEREAS, the Brownfield Cleanup Program tax credits are essential for making development financially feasible on contaminated properties that require significant investment.

NOW, THEREFORE, BE IT

RESOLVED, that this body strongly supports the extension of the New York State Brownfield Cleanup Program tax credits; and be it further

RESOLVED, that this body urges Governor Kathy Hochul and the New York State Legislature to take immediate action to extend these vital tax credits; and be it further

RESOLVED, copies of this resolution be transmitted to Governor Kathy Hochul, Senate Majority Leader Andrea Stewart-Cousins, Assembly Speaker Carl Heastie, and the Western New York delegation to the New York State Legislature.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

There were none.

SUSPENSION OF THE RULES

Item 20 - MR. GILMOUR moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 4D-6 from DIRECTOR OF REAL PROPERTY TAX SERVICES Re: Correction of Errors/NYS Real Property Tax Law

MR. GILMOUR moved to approve the item. MR. GREENE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 33

WHEREAS, the Erie County Director of Real Property Tax Services has received applications for corrected tax billings and / or refunds for taxes previously paid in accordance with New York State Real Property Tax Law sections 554 and 556; and

WHEREAS, the Director has investigated the validity of such applications (see attached listing).

NOW, THEREFORE, BE IT

RESOLVED, that petitions numbered 270001 through 270044, inclusive be hereby approved or denied based upon the recommendation of the Director of Real Property Tax Services and be charged back to the applicable towns and/or cities.

FISCAL YEAR 2024 Petition No. 270,001.00

ASSESSOR Cancel
S-B-L 142.54-4-47 1398 Electric Ave 140900 LACKAWANNA

Acct. No. 112	\$0.00	County
Acct. No. 132		Town/SpecialDist/School
9992 ECSD#6 SAN SEWER	\$4,762.80	
<u>Charge To :</u>	140900 LACKAWANNA	

RPTL 550(2): Incorrect sewer units
New tax bill to be issued.

FISCAL YEAR 2025 Petition No. 270,002.00

ASSESSOR	Cancel	\$197.37	
S-B-L Various	Various	143089 CHEEKTOWAGA	
Acct. No. 112		\$0.00	County
Acct. No. 132		\$197.37	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA		\$197.37

RPTL 550(2): Failed to calculate Vol Fire/Ambulance exemption properly
New tax bill to be issued.

FISCAL YEAR 2024 Petition No. 270,003.00

ASSESSOR	Refund	\$112.97	
S-B-L 81.17-2-62	25 Terry Ln	143089 CHEEKTOWAGA	
Acct. No. 112		\$43.64	County
Acct. No. 132		\$69.33	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA		\$69.33

RPTL 550(2): Failed to apply vet exemption
Refund to be issued to Deborah & Bruce Schlager

FISCAL YEAR 2025 Petition No. 270,004.00

ASSESSOR	Cancel	\$119.72	
S-B-L 81.17-2-62	25 Terry Ln	143089 CHEEKTOWAGA	
Acct. No. 112		\$47.94	County
Acct. No. 132		\$71.78	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA		\$71.78

RPTL 550(2): Failed to apply vet exemption
New tax bill to be issued.

FISCAL YEAR 2025 Petition No. 270,005.00

ASSESSOR	Cancel	\$1,374.49	
S-B-L 102.29-2-8	110 Victoria Blvd	143089 CHEEKTOWAGA	
Acct. No. 112		\$0.00	County
Acct. No. 132		\$1,374.49	Town/SpecialDist/School

Charge To : 143089 CHEEKTOWAGA \$1,374.49

RPTL 550(2): Applied exemption removal charge in error
New tax bill to be issued.

FISCAL YEAR 2025 Petition No. 270,006.00

ASSESSOR Cancel \$254.43
S-B-L 103.09-9-18 21 Kingston Ln 143089 CHEEKTOWAGA

Acct. No. 112 \$89.56 County
Acct. No. 132 \$164.87 Town/SpecialDist/School
Charge To : 143089 CHEEKTOWAGA \$164.87

RPTL 550(2): Failed to apply Vol Fire/Ambulance exemption
New tax bill to be issued.

FISCAL YEAR 2025 Petition No. 270,007.00

ASSESSOR Cancel \$30.33
S-B-L 103.09-10-17 7 Bahama Ln 143089 CHEEKTOWAGA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$30.33 Town/SpecialDist/School
Charge To : 143089 CHEEKTOWAGA \$30.33
RPTL 550(2): Failed to apply Vol Fire/Ambulance exemption properly
New tax bill to be issued.

FISCAL YEAR 2024 Petition No. 270,008.00

ASSESSOR Cancel \$495.92
S-B-L 113.33-1-10 274 Raymond Ave 143089 CHEEKTOWAGA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$495.92 Town/SpecialDist/School
Charge To : 143089 CHEEKTOWAGA \$495.92
Relevy School \$495.92 143001 CHEEKTO.

CENTRAL

RPTL 550(2): Failed to apply disability exemption
New tax bill to be issued.

FISCAL YEAR 2025 Petition No. 270,009.00

ASSESSOR Cancel \$3,254.80

S-B-L 125.08-8-2 11 Bory Dr 143089 CHEEKTOWAGA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$3,254.80	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA	\$3,254.80	
	Relevy School	\$3,254.80	143007 DEPEW UNION-

CHEEK

RPTL 550(2): School tax has been previously paid.
New tax bill to be issued.

FISCAL YEAR 2024 Petition No. 270,010.00

ASSESSOR Refund \$634.09
S-B-L 82.07-7-1.12 Nottingham Ter 143200 CLARENCE

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$634.09	Town/SpecialDist/School
<u>Charge To :</u>	143200 CLARENCE	\$634.09	
	Relevy School	\$634.09	143201 CLARENCE

CENTRAL

RPTL 550(2): Incorrect assessed value
Refund to be issued to Herbert & Susan Guenther

FISCAL YEAR 2025 Petition No. 270,011.00

ASSESSOR Cancel \$312.10
S-B-L 613.00-2-4 12973 Route 62 143689 COLLINS

	Acct. No. 112	\$312.10	County
	Acct. No. 132	\$0.00	Town/SpecialDist/School
<u>Charge To :</u>	143689 COLLINS	\$0.00	

RPTL 550(2): Failed to apply senior exemption
New tax bill to be issued.

FISCAL YEAR 2025 Petition No. 270,012.00

ASSESSOR Cancel \$3,983.87
S-B-L 321.00-2-9 12670 Transit Line 143889 CONCORD

	Acct. No. 112	\$2,078.76	County
	Acct. No. 132	\$1,905.11	Town/SpecialDist/School

38019 CONCORD FIRE PROTECT \$825.21
Charge To : 143889 CONCORD \$1,079.90

RPTL 550(2): Duplicate parcel
Delete entire parcel from tax roll.

FISCAL YEAR 2024 Petition No. 270,013.00

ASSESSOR Refund \$1,434.65
S-B-L 154.00-3-17 7180 Seneca St 144200 ELMA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,434.65 Town/SpecialDist/School
Charge To : 144200 ELMA \$1,434.65
Relevy School \$1,434.65 144201 IROQUOIS

CENTRAL

RPTL 550(2): Failed to calculate Ag exemption properly
Refund to be issued to Deborah Gawron & Sydney T Clark

FISCAL YEAR 2025 Petition No. 270,014.00

ASSESSOR Cancel \$2,279.81
S-B-L 160.05-1-1.1/bCT Jeffrey Blvd 144801 BLASDELL

Acct. No. 112 \$1,412.98 County
Acct. No. 132 \$866.83 Town/SpecialDist/School
48178 EC#3 BLASDELL \$196.58
Charge To : 144801 BLASDELL \$670.25

RPTL 550(3): Failed to remove cell tower
New tax bill to be issued.

FISCAL YEAR 2025 Petition No. 270,015.00

ASSESSOR Cancel \$311.72
S-B-L 182.15-12-28 26 Stelle St 144803 HAMBURG

Acct. No. 112 \$225.40 County
Acct. No. 132 \$86.32 Town/SpecialDist/School
Charge To : 144803 HAMBURG \$86.32

RPTL 550(2) Failed to apply vet exemption
New tax bill to be issued.

FISCAL YEAR 2025 Petition No. 270,016.00

 ASSESSOR Cancel \$447.83
S-B-L 169.12-1-23.12 Clifton Pkwy 144889 HAMBURG

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$447.83 Town/SpecialDist/School
Charge To : 144889 HAMBURG \$447.83

RPTL 550(2): Incorrect sewer units
New tax bill to be issued.

FISCAL YEAR 2025 Petition No. 270,017.00

 ASSESSOR Cancel \$279.80
S-B-L 169.16-8-46 4905 Morgan Pkwy 144889 HAMBURG

 Acct. No. 112 \$163.35 County
 Acct. No. 132 \$116.45 Town/SpecialDist/School
Charge To : 144889 HAMBURG \$116.45

RPTL 550(2): Failed to apply vet exemption
New tax bill to be issued.

FISCAL YEAR 2025 Petition No. 270,018.00

 ASSESSOR Cancel \$598.07
S-B-L 171.77-4-21.1 5274 Electric Ave 144889 HAMBURG

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$598.07 Town/SpecialDist/School
Charge To : 144889 HAMBURG \$598.07
 Relevy School \$598.07 144804 FRONTIER

CENTRAL

RPTL 550(2): School tax has been previously paid.
New tax bill to be issued.

FISCAL YEAR 2025 Petition No. 270,019.00

 ASSESSOR Cancel \$520.26
S-B-L 180.16-4-26 5820 West Ln 144889 HAMBURG

 Acct. No. 112 \$271.00 County
 Acct. No. 132 \$249.26 Town/SpecialDist/School

Charge To : 144889 HAMBURG \$249.26

RPTL 550(2) Incorrect Aged exemption amount
New tax bill to be issued.

FISCAL YEAR 2025 Petition No. 270,020.00

ASSESSOR Cancel \$3,803.09
S-B-L 181.15-2-1 5700 Sterling 144889 HAMBURG

Acct. No. 112 \$0.00 County
Acct. No. 132 \$3,803.09 Town/SpecialDist/School
Charge To : 144889 HAMBURG \$3,803.09
Relevy School \$3,803.09 144804 FRONTIER

CENTRAL

RPTL 550(2) School tax has been previously paid
New tax bill to be issued.

FISCAL YEAR 2025 Petition No. 270,021.00

ASSESSOR Cancel \$373.13
S-B-L 181.15-2-2 South Pl 144889 HAMBURG

Acct. No. 112 \$0.00 County
Acct. No. 132 \$373.13 Town/SpecialDist/School
Charge To : 144889 HAMBURG \$373.13
Relevy School \$373.13 144804 FRONTIER

CENTRAL

RPTL 550(2) School tax has been previously paid
New tax bill to be issued.

FISCAL YEAR 2025 Petition No. 270,022.00

ASSESSOR Cancel \$1,759.28
S-B-L 196.11-1-23.1 6385 Boston State 144889 HAMBURG

Acct. No. 112 \$700.84 County
Acct. No. 132 \$1,058.44 Town/SpecialDist/School
48020 HAMBURG TOWN FIRE PROTECT \$98.81
48148 EC#3 BOSTON VALLEY \$167.50
Charge To : 144889 HAMBURG \$792.13

RPTL 550(3) Incorrect entry of assessed value
New tax bill to be issued.

FISCAL YEAR	2025	Petition No.	270,023.00
ASSESSOR	Cancel	\$599.43	
S-B-L	196.11-1-24	6385 L#24 Boston S	144889 HAMBURG
	Acct. No. 112	\$248.69	County
	Acct. No. 132	\$350.74	Town/SpecialDist/School
	48020 HAMBURG TOWN FIRE PROTECT	\$35.06	
	48148 EC#3 BOSTON VALLEY	\$34.60	
<u>Charge To :</u>	144889 HAMBURG	\$281.08	

RPTL 550(3): Incorrect entry of assessed value
New tax bill to be issued.

FISCAL YEAR	2025	Petition No.	270,024.00
ASSESSOR	Cancel	\$463.19	
S-B-L	196.11-2-24	6385 Boston State	144889 HAMBURG
	Acct. No. 112	\$192.16	County
	Acct. No. 132	\$271.03	Town/SpecialDist/School
	48020 HAMBURG TOWN FIRE PROTECT	\$27.09	
	48148 EC#3 BOSTON VALLEY	\$26.74	
<u>Charge To :</u>	144889 HAMBURG	\$217.20	

RPTL 550(3): Incorrect entry of assessed value
New tax bill to be issued.

FISCAL YEAR	2025	Petition No.	270,025.00
ASSESSOR	Cancel	\$4,402.31	
S-B-L	216.00-7-17	7576 Olean Rd	145000 HOLLAND
	Acct. No. 112	\$1,938.42	County
	Acct. No. 132	\$2,463.89	Town/SpecialDist/School
	50020 HOLLAND FIRE DIST #1	\$595.50	
<u>Charge To :</u>	145000 HOLLAND	\$1,868.39	

RPTL 550(3): Added improvement to incorrect parcel
New tax bill to be issued.

FISCAL YEAR	2025	Petition No.	270,026.00
ASSESSOR	Cancel	\$174.64	
S-B-L	279.06-2-2.111	9988 Olean Rd	145000 HOLLAND

Acct. No. 112	\$77.82	County
Acct. No. 132	\$96.82	Town/SpecialDist/School
50020 HOLLAND FIRE DIST #1	\$23.91	
<u>Charge To :</u>	145000 HOLLAND	\$72.91

RPTL 550(2) Incorrect assessed value
New tax bill to be issued.

FISCAL YEAR 2024 Petition No. 270,027.00

ASSESSOR	Refund	\$134.77
S-B-L 93.17-5-15	276 Argus Dr	145201 DEPEW

Acct. No. 112	\$0.00	County
Acct. No. 132	\$134.77	Town/SpecialDist/School
520 Code SC520	\$134.77	
<u>Charge To :</u>	145201 DEPEW	\$0.00

RPTL 550(2) Applied exemption removal charge in error
Refund to be issued to Marie Schmid (Life Use) & Joanne Walters

FISCAL YEAR 2025 Petition No. 270,028.00

ASSESSOR	Cancel	\$680.96
S-B-L 93.17-5-15	276 Argus Dr	145201 DEPEW

Acct. No. 112	\$0.00	County
Acct. No. 132	\$680.96	Town/SpecialDist/School
52850 RPTL520	\$680.96	
<u>Charge To :</u>	145201 DEPEW	\$0.00

RPTL 550(2) Applied exemption removal charge in error
New tax bill to be issued.

FISCAL YEAR 2024 Petition No. 270,029.00

ASSESSOR	Refund	\$1,890.62
S-B-L 93.07-1-6	19 Haskell Dr	145289 LANCASTER

Acct. No. 112	\$0.00	County
Acct. No. 132	\$1,890.62	Town/SpecialDist/School
<u>Charge To :</u>	145289 LANCASTER	\$1,890.62

CENTRAL Relevy School \$1,890.62 145201 LANCASTER

RPTL 550(3): Failed to reduce assessment due to condition
Refund to be issued to Timothy Sullivan.

FISCAL YEAR 2023 Petition No. 270,030.00

 ASSESSOR Refund \$129,757.87
S-B-L 105.00-2-9.13 4155 Walden Ave 145289 LANCASTER

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$129,757.87	Town/SpecialDist/School
<u>Charge To :</u>	145289 LANCASTER	\$129,757.87	
	Relevy School	\$129,757.8	145201 LANCASTER

CENTRAL

RPTL 550(2) Duplicate parcel
Refund to be issued to Eagle Associates of Niagara Frontier

FISCAL YEAR 2024 Petition No. 270,031.00

 ASSESSOR Refund \$288.64
S-B-L 116.19-3-2 39 Avian Way 145289 LANCASTER

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$288.64	Town/SpecialDist/School
<u>Charge To :</u>	145289 LANCASTER	\$288.64	
	Relevy School	\$288.64	145201 LANCASTER

CENTRAL

RPTL 550(3) Improvement was not complete prior to taxable status date
Refund to be issued to Elliott Matson

FISCAL YEAR 2025 Petition No. 270,032.00

 ASSESSOR Refund \$425.10
S-B-L 116.19-4-28 25 Saybrook Dr 145289 LANCASTER

	Acct. No. 112	\$247.11	County
	Acct. No. 132	\$177.99	Town/SpecialDist/School
<u>Charge To :</u>	145289 LANCASTER	\$177.99	

RPTL 550(2) Failed to apply vet exemption
Refund to be issued to Charles R Jasinski

FISCAL YEAR 2024 Petition No. 270,033.00

 ASSESSOR Refund \$1,045.01
S-B-L 270.00-6-11.22 10550 Ketchum Rd 145889 NORTH COLLINS

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$1,045.01 Town/SpecialDist/School
Charge To : 145889 NORTH COLLINS \$1,045.01
 Relevy School \$1,045.01 145801 NORTH COLLINS

CENT

RPTL 550(2): Failed to apply vet exemption
Refund to be issued to Brian D Gehring

FISCAL YEAR 2025 Petition No. 270,034.00

 ASSESSOR Cancel \$1,148.05
S-B-L 162.17-7-7 6595 E Quaker St 146001 ORCHARD PARK

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$1,148.05 Town/SpecialDist/School
Charge To : 146001 ORCHARD PARK \$1,148.05
 Relevy Village \$1,148.05 Village of ORCHARD PARK

RPTL 550(2) Unpaid village tax applied to incorrect parcel
New tax bill to be issued.

FISCAL YEAR 2024 Petition No. 270,035.00

 ASSESSOR Cancel \$278.60
S-B-L 171.12-3-16 20 Schultz Rd 146089 ORCHARD PARK

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$278.60 Town/SpecialDist/School
Charge To : 146089 ORCHARD PARK \$278.60
 Relevy School \$278.60 144801 HAMBURG

CENTRAL

RPTL 550(2) Failed to apply Aged exemption
Refund to be issued to Audrey Sambrotto Life Use

FISCAL YEAR 2025 Petition No. 270,036.00

 ASSESSOR Cancel \$332.11
S-B-L 171.12-3-16 20 Schultz Rd 146089 ORCHARD PARK

 Acct. No. 112 \$258.72 County

Acct. No. 132 \$73.39 Town/SpecialDist/School
Charge To : 146089 ORCHARD PARK \$73.39

RPTL 550(2) Error in calculating Aged exemption
New tax bill to be issued.

FISCAL YEAR 2025 Petition No. 270,037.00

ASSESSOR Cancel \$4,711.25
S-B-L Various Various 146489 TONAWANDA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$4,711.25 Town/SpecialDist/School
Charge To : 146489 TONAWANDA \$4,711.25

RPTL 550(2) Incorrect sewer units
New tax bill to be issued.

FISCAL YEAR 2024 Petition No. 270,038.00

ASSESSOR Refund \$1,063.30
S-B-L 66.78-8-18 96 Tremont Ave 146401 KENMORE

Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,063.30 Town/SpecialDist/School
Charge To : 146401 KENMORE \$1,063.30
Relevy School \$1,063.30 146401 KEN-TON UNION

FREE

RPTL 550(2) Failed to calculate Aged exemption properly
Refund to be issued to Donna Greico

FISCAL YEAR 2024 Petition No. 270,039.00

ASSESSOR Refund \$669.59
S-B-L 202.00-3-26 Vermont Hill Rd 146600 WALES

Acct. No. 112 \$0.00 County
Acct. No. 132 \$669.59 Town/SpecialDist/School
Charge To : 146600 WALES \$669.59
Relevy School \$669.59 145001 HOLLAND

CENTRAL

RPTL 550(2) Duplicate parcel
Refund to be issued to Gary & Amy Andres

FISCAL YEAR 2023 Petition No. 270,040.00

 ASSESSOR Refund \$822.16
S-B-L 135.06-1-8 606 Seneca Crk Rd 146800 WEST SENECA

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$822.16 Town/SpecialDist/School
Charge To : 146800 WEST SENECA \$822.16
 Relevy School \$822.16 146801 WEST SENECA

CENT

RPTL 550(3) Added improvement that was not complete, in error
Refund to be issued to Roy Shepard Jr

FISCAL YEAR 2024 Petition No. 270,041.00

 ASSESSOR Refund \$821.80
S-B-L 135.06-1-8 606 Seneca Crk Rd 146800 WEST SENECA

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$821.80 Town/SpecialDist/School
Charge To : 146800 WEST SENECA \$821.80
 Relevy School \$821.80 146801 WEST SENECA

CENT

RPTL 550(3) Added improvement that was not complete, in error
Refund to be issued to Roy Shepard Jr

FISCAL YEAR 2024 Petition No. 270,042.00

 ASSESSOR Refund \$717.23
S-B-L 135.06-1-8 606 Seneca Crk Rd 146800 WEST SENECA

 Acct. No. 112 \$238.60 County
 Acct. No. 132 \$478.63 Town/SpecialDist/School
Charge To : 146800 WEST SENECA \$478.63

RPTL 550(3) Added improvement that was not complete, in error
Refund to be issued to Roy Shepard Jr

FISCAL YEAR 2023 Petition No. 270,043.00

 OWNER Cancel \$0.00
S-B-L 104.17-1-2.111 Humbolt Pl 143003 DEPEW

 Acct. No. 112 \$0.00 County

	Acct. No. 132	\$0.00	Town/SpecialDist/School
<u>Charge To :</u>	143003 DEPEW		\$0.00

Deny: Failure to receive tax bill shall not affect the validity of the taxes or the interest prescribed by the law. Ref RPTL922

FISCAL YEAR 2024 Petition No. 270,044.00

	OWNER	Cancel	\$0.00
S-B-L	104.17-1-2.111 Humbolt Pl	143003 DEPEW	

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$0.00	Town/SpecialDist/School
<u>Charge To :</u>	143003 DEPEW		\$0.00

Deny: Failure to receive tax bill shall not affect the validity of the taxes or the interest prescribed by the law. Ref RPTL922

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of Real Property Tax Services.

Item 21 - MR. GILMOUR moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

INTRO. 4-4 from GILMOUR Re: Re-Appropriation of Public Benefit Funding

MR. GILMOUR moved to approve the item. MS. ST. JEAN TARD seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 34

WHEREAS, Hamburg CSD-Union-Pleasant Elementary was awarded \$100,000 in public benefit funding by the Erie County Legislature in the 2022 Erie County adopted budget; and

WHEREAS, the organization is not able to accept the funds, and the funding should be transferred to alternative organizations; and

WHEREAS, as in similar 2022, 2023 and 2024 situations, it is the intention of this Honorable Body to transfer such funding to community organizations serving the public.

NOW, THEREFORE, BE IT

RESOLVED, that authorization is provided to transfer \$50,000 of 2022 public benefit funding to Hamburg Bulldog Booster Club and \$50,000 to the Hamburg Alumni Foundation; and be it further

RESOLVED, that the Director of the Division of Budget and Management is authorized to make any adjustments necessary to effectuate the intent of this resolution or any other changes identified by the Office of the Erie County Comptroller; and be it further

RESOLVED, that certified copies of this resolution be sent to the Erie County Executive, the Erie County Comptroller, the Director of Budget and Management, and any other party deemed necessary and proper.

Item 22 - MR. GILMOUR moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

INTRO. 4-5 from VINAL Re: Re-Appropriation of Public Benefit Funding

MR. GILMOUR moved to approve the item. MS. ST. JEAN TARD seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 35

WHEREAS, Eggertsville Hose Co was awarded \$20,000 in public benefit funding by the Erie County Legislature in the 2022 Erie County adopted budget; and

WHEREAS, these organizations are not able to accept the funds, and the funding should be transferred to an alternative organization; and

WHEREAS, as in similar 2022, 2023 and 2024 situations, it is the intention of this Honorable Body to transfer such funding to community organizations serving the public.

NOW, THEREFORE, BE IT

RESOLVED, that authorization is provided to transfer \$20,000 of 2022 public benefit funding to Eggertsville Fire District; and be it further

RESOLVED, that the Director of the Division of Budget and Management is authorized to make any adjustments necessary to effectuate the intent of this resolution or any other changes identified by the Office of the Erie County Comptroller; and be it further

RESOLVED, that certified copies of this resolution be sent to the Erie County Executive, the Erie County Comptroller, the Director of Budget and Management, and any other party deemed necessary and proper.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE MINORITY CAUCUS

Item 23 – (COMM. 4E-1) Discussion Request Regarding COMM. 3E-10

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 24 – (COMM. 4E-2) Contract for Capital Improvements at HEAL International

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 25 – (COMM. 4E-3) Replacement of Warner Gulf Road Culvert - Contract for Engineering Design Services

Item 26 – (COMM. 4E-4) Reconstruction of William St. - NYSDOT Right of Way Agreement, Town of Lancaster

Item 27 – (COMM. 4E-5) MOU between EC & SUNY ECC for College-Wide Network, Server Infrastructure, and Surveillance Camera Replacement Work

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

FROM THE COUNTY EXECUTIVE

Item 28 – (COMM. 4E-6) EC Health Lab - Building 17 RTU Replacement

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 29 – (COMM. 4E-7) ECSD No. 6 - Lackawanna WRRF & ORF Disinfection Systems Improvements Project

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 30 – (COMM. 4E-8) Authorization to Contract with the NFTA

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 31 – (COMM. 4E-9) Department of Health Fund 295 - Personnel Adjustments

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 32 – (COMM. 4E-10) Appointment to the EC Department of Central Police Services Board of Trustees

Item 33 – (COMM. 4E-11) Re-Appointment to the Youth Services Board

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

FROM THE SHERIFF

Item 34 – (COMM. 4E-12) Underwater Recovery Team Training & Certification

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE COMPTROLLER

Item 35 – (COMM. 4E-13) Department of Law Risk Retention Fund Spending - December 2024

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE KOOSHOIAN

Item 36 – (COMM. 4E-14) Charter Revision Commission Appointment

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE BARGNESI

Item 37 – (COMM. 4E-15) Charter Revision Commission Appointment

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE GREENE

Item 38 – (COMM. 4E-16) Charter Revision Commission Appointment

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COUNTY CLERK

Item 39 – (COMM. 4E-17) Amended COMM. 3E-3 Resolution and New Payment Plan Resolution

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 40 – MR. GILMOUR presented the following resolution and moved for immediate consideration and approval. MS. VINAL seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 36

RE: ECC North Sports Playing Field Project
Phase 1 - Construction Award
(COMM. 4E-18)

WHEREAS, ongoing efforts to improve facilities for students and surrounding community at the SUNY Erie North campus have been ongoing; and

WHEREAS, Erie Community College has expressed a great need to revitalize their ageing athletic facilities as well as to focus their Athletic Programs at the North Campus location; and

WHEREAS, the Erie Community College Sports Playing Field project (herein called the “Project”) seeks to continue to improve these facilities and foster engagement from prospective athletes and the community; and

WHEREAS, the County of Erie received Site and Electrical Construction bids for the Project on January 8, 2025 in accordance with General Municipal Law 103; and

WHEREAS, the Department of Public Works; along with the Architect of record for the project, is recommending award of the contracts to the lowest responsible bidders for the Site and Electrical Contract; and

WHEREAS, Title 6 of the New York Code of Rules and Regulations (6 NYCRR) Section 617.1 under the State Environmental Quality Review Act (SEQR) requires local governments when they directly undertake, fund or approve an action to evaluate whether said actions will have a significant impact on the environment; and

WHEREAS, Erie County acting through the Department of Environment and Planning has reviewed the action under the aforementioned SEQR regulations and has made the determination that the action is classified as an Unlisted action under 6 NYCRR Part 617.4 (b)(6) and 617.2(al).

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Legislature has reviewed the attached SEQR Part 1 Environmental Assessment Form (EAF), Draft EAF Part II and Draft EAF Part 3 documentation provided by the Department of Environment and Planning related to the action; and be it further

RESOLVED, in accordance with SEQR, the Erie County Legislature as Lead Agency concurs with the Department of Environment and Planning's assessment and hereby makes the determination that the action will have little to no impact on the environment; and be it further

RESOLVED, that authorization is hereby given for the County Executive or Deputy County Executive to enter into contracts with the lowest responsible bidders for the Project for an amount not to exceed as follows:

Site Construction Work

PM Pavement Inc.	Base Bid:	\$4,497,705.00
Total Award of Abatement Construction Contract:		\$4,497,705.00

Electrical Construction Work

Industrial Power & Lighting Corp.	Base Bid:	\$693,700.00
Total Award of Abatement Construction Contract:		\$693,700.00

and be it further

RESOLVED, that authorization is hereby given for the sum of \$550,000 to be allocated to a Construction Contingency Fund with authorization for the County Executive to approve change orders in an amount not to exceed the Contingency Fund; and be it further

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

RESOLVED, that authorization is hereby given to the Comptroller's Office to make payment for the above from the previously approved, as adopted capital projects in Fund 410, Funds Center 122 as follows:

E.24053 – SUNY Erie Sport Field Relocation & Improvements – Phase 2	\$5,000,000.00
E.23051 – ECC Sports Field Relocation & Improvements – Phase 1	\$741,105.00
Total not to exceed	\$5,741,405.00

and be it further

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

FROM THE COUNTY EXECUTIVE

Item 41 – (COMM. 4E-19) Tiff Aquatic Habitat Enhancement Project

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE COMPTROLLER

Item 42 – (COMM. 4E-20) 2025 Consolidated Bond Resolution

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE DIRECTOR OF REAL PROPERTY TAX SERVICES

Item 43– (COMM. 4D-1) Open Item - Finance & Management Committee

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY ATTORNEY

Item 44 – (COMM. 4D-2) Transmittal of New Claims Against Erie County

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE EC FAIR HOUSING BOARD CHAIR

Item 45 – (COMM. 4D-3) 2024 EC Fair Housing Board Annual Report

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COMMISSIONER OF SOCIAL SERVICES

Item 46 – (COMM. 4D-4) Comm. 12E-34 Compliance Report

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM THE COMMISSIONER OF PUBLIC ADVOCACY

Item 47 – (COMM. 4D-5) Item Pricing Violation Fines Report

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE ECCSAB MEMBER

Item 48 – (COMM. 4M-1) Member Response Regarding ECCSAB

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE NFTA

Item 49 – (COMM. 4M-2) Capital Expenditure Reports - First Quarter, 2025

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE ECWA

Item 50 – (COMM. 4M-3) 2023 & 2024 Unaudited Comparative Financial Statements

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE C. DEMPSEY

Item 51 – (COMM. 4M-4) Resignation Letter from the EC Charter Revision Commission

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE D. SNYDER

Item 52 – (COMM. 4M-5) Resignation Letter from the EC Charter Revision Commission

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM ASSEMBLYMEMBER SEMPOLINSKI

Item 53 – (COMM. 4M-6) Response to Letter from EC Legislature

Received and referred to the PUBLIC SAFETY COMMITTEE.

ANNOUNCEMENTS

Item 54 – Chair Meyers announced that the Legislature will conduct committee meetings on Thursday, March 6th, 2025, and the schedule will be distributed. Chair Meyers further announced that the next session of the Legislature will be held on Thursday, March 13th, 2025.

MEMORIAL RESOLUTIONS

Item 55 – Legislator Todaro requested that when the Legislature adjourns, it do so in memory of Michael A. Lonczak, Darwin L. Overholt, and Mia S. Klyczek.

Item 56 – Legislator Vinal requested that when the Legislature adjourns, it do so in memory of James Killian.

Item 57 – Legislator Lorigo requested that when the Legislature adjourns, it do so in memory of Evelyn “Jolene” Hawkins, and Katherine S. Byrne.

Item 58 – Legislator Mills requested that when the Legislature adjourns, it do so in memory of Richard A. Rich.

ADJOURNMENT

Item 59 – 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, March 13, 2025 at 11:30 A.M. MR. TODARO seconded.

CARRIED UNANIMOUSLY.

CHAIR MEYERS declared the Legislature adjourned until Thursday, March 13, 2025 at 11:30 A.M.

OLIVIA M. OWENS
CLERK OF THE LEGISLATURE