

ERIE COUNTY LEGISLATURE
MEETING NO. 5
MARCH 13, 2025

The Legislature was called to order by Chair Meyers.

All members present, except Legislator Mills.

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

The Pledge of Allegiance was led by Mr. Gilmour.

Item 1 – No tabled items.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MR. GILMOUR moved for the approval of the minutes for Meeting Number 4 from 2025. MS. VINAL seconded.

CARRIED UNANIMOUSLY.

Item 4 – No Public Hearings.

MISCELLANEOUS RESOLUTIONS

Item 5 – Miscellaneous Resolutions were offered, as follows:

MAJORITY CAUCUS	Recognizing National Brain Injury Awareness Month
MAJORITY CAUCUS	Recognizing National Reading Month
MAJORITY CAUCUS	Recognizing National Cerebral Palsy Awareness Month
MAJORITY CAUCUS	Recognizing National Music in Our Schools Month
MAJORITY CAUCUS	Honoring Brandi Barrett and Jackeysi Benitez In Celebration of Women in Construction Week
MAJORITY CAUCUS	Honoring Cynthia Ciminelli During in Celebration of Women in Construction Week
MAJORITY CAUCUS	Honoring Dolly Randle In Celebration of Women In Construction Week
MAJORITY CAUCUS	Honoring Carley Hill In Celebration of Women in Construction Week

MAJORITY CAUCUS	Honoring Laura Zaepfel In Celebration of Women in Construction Week
MAJORITY CAUCUS	Honoring Patti Thomas In Celebration of Women in Construction Week
MAJORITY CAUCUS	Honoring Karen Davis In Celebration of National Consumer Protection Week
DUPRE	Honoring Charlene “Momma Char” Miller During Women's History Month
DUPRE	Honoring and Recognizing Trinisha S. Brown
ST. JEAN TARD	Honoring Sheila L. Brown During Women's History Month
ST. JEAN TARD	In Remembrance of Dr. Hazel N. Dukes
KOOSHOIAN	Honoring Debbie Lombardo During Women's History Month
KOOSHOIAN	Honoring Joe Slachciak
VINAL	Honoring and Recognizing Miriam Abramovich
GREENE	Recognizing The Irishman Pub and Eatery on St. Patrick’s Day
GREENE	Congratulating Good Neighbor Supply Co. on being Named Clarence Chamber of Commerce New Small Business of the Year
GREENE	Honoring the Legacy of Sue Miller Young during National Women’s History Month
MEYERS & GILMOUR	Honoring the Buffalo Irish Center In Celebration of National Irish-American Heritage Month
ST. JEAN TARD	Honoring and Recognizing Darren Cotton
TODARO	Celebrating National Agriculture Week with Aldinger Farms Inc.
TODARO	Recognizing Horizon Ridge Farms During National Agriculture Week
TODARO	Recognizing Foss Livestock for National Agriculture Week
TODARO	Recognizing Promised Land CSA at Oles Family Farm for National Agriculture Week

TODARO	Recognizing MicheLaneous Farm During National Agriculture Week
TODARO	Honoring Mayor Lynne Ruda for Her Service to the Village of Lancaster Community
TODARO	Honoring Paul T. Bumbalo for 25 Years of Public Service to the Village of Lancaster
TODARO	Honoring Cyndi Maciejewski for Public Service to the Lancaster Community
GILMOUR	In Remembrance of William Devon Taggart Sr.
LORIGO	Recognizing Aurora Players on Receiving the 2025 Legends Award from the Greater East Aurora Chamber of Commerce
LORIGO	Recognizing the Kiwanis Club of East Aurora on Being Named the 2025 Non-Profit of the Year by the Greater East Aurora Chamber of Commerce
LORIGO	Recognizing Tiffany Giacomini on Being Named the 2025 Young Professional of the Year by the Greater East Aurora Chamber of Commerce
LORIGO	Recognizing The Wandering Goose of Holland on Being Named the 2025 Rookie Business of the Year by the Greater East Aurora Chamber of Commerce
LORIGO	Recognizing Wendy Aplin on Being Named the 2025 Small Business Person of the Year by the Greater East Aurora Chamber of Commerce
LORIGO	Recognizing St. Vincent de Paul Council No. 17883 for 3 Years of Service to Western New York
LORIGO	Recognizing David Brooks for 37 Years of Service to the Mortons Corners Volunteer Fire Department
MILLS	Honoring Dennis Jensen for His 45 Years of Dedicated Service to The Collins Volunteer Fire Department
MILLS	Honoring David Reeves for His 45 Years of Dedicated Service to The Collins Volunteer Fire Department
MILLS	Honoring Donald Veloski as the Collins Volunteer Fire Department's 2024 Fire Fighter of the Year

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

MR. GILMOUR moved for approval of the above forty-three 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 – MS. ST. JEAN TARD presented the following report and moved for immediate consideration and approval. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 37

March 6, 2025	ECONOMIC DEVELOPMENT COMMITTEE REPORT NO. 3
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ALL MEMBERS PRESENT.

CHAIR MEYERS PRESENT AS EX-OFFICIO MEMBER.

1. COMM. 4E-2 (2025)
COUNTY EXECUTIVE

WHEREAS, H.E.A.L. International provides post-resettlement services to the Western New York refugee community, including financial literacy, language and cultural integration, business assistance, and summer youth enrichment; and

WHEREAS, in furtherance of its mission, the Organization wishes to expand its Economic Empowerment Center located at 240 West Ferry Street in the City of Buffalo; and

WHEREAS, the Department of Environment and Planning has reviewed the proposed action under SEQRA; and

WHEREAS, the Department of Environment and Planning classified the action as Type II action under SEQR denoting a negligible environmental impact; and

WHEREAS, Erie County desires to fund a portion of the building addition at H.E.A.L. International; and

WHEREAS, the County of Erie has allocated \$250,000 for the proposed improvements in the approved 2024 Capital Budget in account A.24061.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Legislature hereby concurs with the Department of Environment and Planning's assessment of the action and hereby makes the determination that the action constitutes a Type II action under SEQR; and be it further

RESOLVED, that authorization is hereby given to the County Executive and/or Deputy County Executive to enter into contracts, easements and agreements with Helping Ensure Africa Looms International Inc., (dba H.E.A.L. International) in an amount not to exceed a total of \$250,000 for the purpose of capital improvements and associated activities at the Economic Empowerment Center; and be it further

RESOLVED, that the source of these funds shall be \$250,000 available in the approved 2024 Erie County Capital Budget within SAP account A.24061; and be it further

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

2. COMM. 4E-6 (2025)
COUNTY EXECUTIVE

WHEREAS, the Erie County Health Lab utilizes instrumentation and equipment which require a specific environment to be maintained to keep optimum testing conditions for quality results; and

WHEREAS, the replacement of the oldest rooftop unit is required to reduce maintenance costs and allow the laboratory instrumentation and equipment to operate normally while providing optimal occupant comfort year-round; and

WHEREAS, the Department of Public Works (DPW) received professional Architectural/Engineering design services proposals for the Erie County Health Lab – Building 17 RTU Replacement on November 20, 2024; and

WHEREAS, the County selected Buffalo Engineering through a qualifications based selection process to design the Project; and

WHEREAS, the County Executive is requesting authorization to issue an Agreement to Buffalo Engineering to provide professional design and construction administration services for the Erie County Health Lab – Building 17 RTU Replacement project.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive or Deputy County Executive to enter into a contract with Buffalo Engineering to provide professional design and construction administration services for the Erie County Health Lab – Building 17 RTU Replacement project for an amount not to exceed \$115,000, including design contingency; and be it further

RESOLVED, that authorization is hereby given for a design contingency of \$15,151 to be included as part of the Project; and be it further

RESOLVED, 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 410, Funds Center 122, A.24009 – 2024 Public Health Lab Renovations in an amount not to exceed \$115,000.00; 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 County Executive's Office, Comptroller's Office, and Division of Budget and Management.
(6-0)

**TAISHA ST. JEAN TARD
CHAIR**

Item 12 – MR. BARGNESI presented the following report and moved to separate Item No. 5 from the report and approve the balance. MR. DUPRE seconded.

CARRIED UNANIMOUSLY.

MR. BARGNESI moved to approve Item No. 5 from the report. MS. VINAL 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, and MR. TODARO. (AYES: 7; NOES: 3)

CARRIED.

RESOLUTION NO. 38

March 6, 2025	ENERGY & ENVIRONMENT COMMITTEE REPORT NO. 3
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ALL MEMBERS PRESENT.
CHAIR MEYERS PRESENT AS EX-OFFICIO MEMBER.

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

WHEREAS, it is desired to replace the Warner Guld Road Culvert over Gears Gulf (CIN 405-03) in the Town of Holland (the "Project"), CAP-405-03-Design; and

WHEREAS, the total cost of the Design Engineering phase of this Project is \$300,000, and is available in Fund 420, Funds Center 123, Project B.21156 – 2021 Capital Bridge Design; and

WHEREAS, after the County's selection process, the firm of Erdman Anthony, has been selected as having the necessary expertise, experience, and manpower to provide the County of Erie with design engineering services for the replacement of the above references culvert in the Town of Holland.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes participation in the project replacing the Warner Gulf Road Culvert over Gears Gulf (CIN 405-03) in the Town of Holland (the "Project"), CAP-405-03-Design; and be it further

RESOLVED that authorization is hereby given for the County Executive or Deputy County Executive to execute an agreement between the County of Erie and the selected project design engineers, Erdman Anthony, for engineering design services in an amount not to exceed \$300,000, and execute any necessary Change Orders; and be it further

RESOLVED, that funding for this Project is hereby appropriated and made available for the project from Fund 420, Fund Center 123, Project B.21156 – 2021 Capital Bridge Design; 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 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 Division of Budget and Management.

(6-0)

2. COMM. 4E-4 (2025)
COUNTY EXECUTIVE

WHEREAS, a Project for the Reconstruction of William Street (CR 338) from Transit Road (NYS 20/78) to Bowen Road (CR 242), P.I.N. 5763.36 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the appointment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the Project is eligible for funding under the Federal Surface Transportation Program (STP) administered by the New York State Department of Transportation (NYSDOT); and

WHEREAS, the New York State Department of Transportation will administer the Right of Way incidentals and acquisitions phases of the Project; and

WHEREAS, the County of Erie desires to advance the Project by making a commitment to advance the payment of the local share of the cost of the Right of Way incidentals and acquisition phases of the Project; and

WHEREAS, the necessary funds for the local share of the Right of Way incidentals and acquisitions of \$39,250, is available in Fund 420, Funds Center 123, Capital Project B.23005 – 2023 Federal Aid Road Design.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive or Deputy County Executive to execute a Right-of-Way Agreement with the New York State

Department of Transportation for the Reconstruction of William Street project (PIN 5763.36); and be it further

RESOLVED, that authorization is hereby given for the sum of \$39,250 be appropriated from B.23005 – 2023 Federal Aid Road Design from Fund 420, Fund Center 123 and made available to cover the cost of participation in the above phase of the project; and be it further

RESOLVED, that authorization is hereby given to the County Executive or Deputy County Executive to execute all necessary Agreements, certifications or reimbursement requests for federal and non-federal aid on behalf of the County of Erie with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the County's first instance funding of Project costs and all Project costs within appropriations therefore that are not so eligible; and be it further

RESOLVED, that authorization is hereby given that should the Agreement receive additional federal or non-federal reimbursement in the future, the project revenue will be accepted by Erie County and the budget adjusted to reflect the receipt of funds; and be it further

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

RESOLVED, in the event the amount required to pay the local share exceeds the amount appropriated above, the County of Erie shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof; 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 a certified copy of this resolution be filed with the New York State Commissioner of Transportation; and be it further

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

(6-0)

3. COMM. 4E-5 (2025)
COUNTY EXECUTIVE

WHEREAS, SUNY Erie Community College ("ECC") endeavors to complete college-wide network and server infrastructure and surveillance camera replacement work (hereafter the "Project"); and

WHEREAS, the Department of Public Works ("DPW") is responsible for administering and supervising all County related building construction, which includes supervision over all ECC construction projects; and

WHEREAS, the underlying Project will consist of the replacement of existing core infrastructure network and server equipment in the data centers; replacement of existing surveillance camera system and software, which will include but not be limited to expanded coverage, additional alarm and viewing capabilities, access controls for entryways into buildings; and

WHEREAS, once complete, the County will receive 50% reimbursement from New York State for this project; and

WHEREAS, the County has secured bond funds for this Project within the previously approved 2024 Erie County Capital Budget, and portion of the funds will be used to reimburse ECC for college-wide network and server infrastructure and surveillance camera replacement work referenced above (hereinafter "Construction Work") which shall be purchased using cooperative purchase agreements by ECC.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive or Deputy County Executive to enter into a Memorandum of Understanding between the County and ECC to reimburse ECC for the Construction Work, which shall be purchased using cooperative purchase contracts by ECC; and be it further

RESOLVED, that sufficient funding for all of the above is available from the approved Capital Budgets, Funds Center 122, Fund 480, and the County's Comptroller's Office shall be authorized to make payment(s) for the Construction Work, as follows:

E.24050	SUNY Erie Network and Server Infrastructure Replacement	\$4,000,000.00
E.24052	SUNY Erie Security Camera Replacement	\$2,000,000.00
For a Total Amount Not to Exceed		\$6,000,000.00

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 one copy to Erie Community College of the Chief Administrative and Financial Officer.

(6-0)

4. COMM. 4E-7 (2025)
COUNTY EXECUTIVE

WHEREAS, pursuant to Legislative Comm. 21E-13 (2018), GHD Consulting Services, Inc. (285 Delaware Ave, Suite 500, Buffalo, NY 14202) was retained to provide engineering design, bid, and construction services for the Lackawanna WRRF and ORF Disinfection Systems Improvements Project in Erie County Sewer District No. 6; and

WHEREAS, the Division of Sewerage Management has determined that additional costs above those included in the original engineering proposal period will be incurred for services during construction; and

WHEREAS, the Erie County Department of Environment and Planning has recommended the acceptance of Change Order No. 4, an increase of \$83,519.87 for a total cost under GHD Consulting Services, Inc.'s agreement of \$477,247.92.

NOW, THEREFORE, BE IT,

RESOLVED, that the Erie County Legislature hereby authorizes the increase of the total amount for the engineering agreement between the County of Erie and GHD Consulting Services, Inc. (285 Delaware Ave, Suite 500, Buffalo, NY 14202) for the construction of the Lackawanna WRRF and ORF Disinfection Systems Improvements Project in Erie County Sewer District No. 6 by \$83,519.87 to a total of \$477,247.92; and be it further

RESOLVED, that authorization is hereby granted to the Deputy Commissioner in the Division of Sewerage Management to execute Change Order No. 4 for this agreement; and be it further

RESOLVED, that authorization is hereby provided for the Director of Budget and Management and the County Comptroller to allocate \$83,519.87 in Erie County Sewer District No. 6 Capital Bond Account C.17601 to fund this change order; and be it further

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

5. COMM 4E-19 (2025)
COUNTY EXECUTIVE

WHEREAS, diverse habitat and tree canopy in recreational areas provides numerous benefits, including reducing climate pollution, improving air quality, providing shade and mitigating heat island impacts, absorbing stormwater, and providing other social, health, and environmental benefits; and

WHEREAS, in 2022, Erie County completed a Climate Vulnerability Assessment that identified extreme heat and flooding as climate threats disproportionately impacting disadvantaged communities; and

WHEREAS, February 1, 2024 the Erie County Legislature adopted the Erie County Community Climate Action Plan that recommends prioritizing habitat restoration projects to increase connectivity, coastal resilience, tree canopy and the associated benefits in disadvantaged communities (COMM 2E-19); and

WHEREAS, Erie County has been awarded a \$1,034,940 grant from the United States Environmental Protection Agency (USEPA) to manage the installation of a water-level control pump and associated infrastructure, conversion of a 5-acre cattail stand to a diverse assemblage of native marsh species, construction of a turtle nesting beach, and removal of 21.7 acres of invasive common buckthorn at Tifft Nature Preserve; and

WHEREAS, the USEPA award specifies the sub-awardee who is necessary to perform the project tasks: Buffalo Society of Natural Sciences (BSNS); and

WHEREAS, to proceed with the project it is necessary to execute a contract with the USEPA, establish a grant budget, create a position in the Department of Environment and Planning, and contract with the sub-awardee.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive and/or Deputy County Executive to enter into a contract with the USEPA in order to accept \$1,034,940 for the “Tift Aquatic Habitat Enhancement Project” to be made available as a multi-year grant within the Department of Environment and Planning (Fund 281, Funds Center 1620020) as follows:

Department of Environment and Planning
Tift Aquatic Habitat Enhancement Project
162TAHE2428
October 1, 2024 – September 30, 2028

ACCOUNT	REVENUES	BUDGET
414000	Federal Aid Revenues	\$1,034,940
479000	County Share Contributions	\$35,090
	TOTAL	\$1,070,030

ACCOUNT	APPROPRIATIONS	BUDGET
500000	Full Time - Salaries	\$261,319
502000	Fringe Benefits	\$130,660
516020	Professional Services Contracts & Fees	\$810,940
916490	ID Parks Grant Services	\$(132,889)
	TOTAL	\$1,070,030

and be it further

RESOLVED, that authorization is hereby given to create one (1) full-time Environmental Compliance Specialist, Job Group 12, CSEA (B-100 #14708); and be it further

RESOLVED, that authorization is hereby given to the County Executive and/or Deputy County Executive to enter into contract, waiving the procedures in Section 26.08 of the Erie County Administrative Code with Buffalo Society of Natural Sciences (BSNS), the grant sub-awardee specified by USEPA, for the duration of the grant period in an amount not to exceed \$810,940; and be it further

RESOLVED, that authorization is hereby given for the Division of Budget and Management to adjust grant revenues, appropriations and interdepartmental billing amounts allowed by the grantor provided there are no changes to authorized personnel levels; and be it further

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

RESOLVED, that certified copies of this resolution shall be forwarded to the Office of the County Executive, the Division of Budget and Management, the Department of Law, the Office of the Comptroller, and the Department of Environment and Planning.
(5-1)

JOHN A. BARGNESI
CHAIR

Item 13 – MR. GILMOUR presented the following report and moved to separate Item No. 2 from the report and approve the balance. MS. VINAL seconded.

CARRIED UNANIMOUSLY.

MR. GILMOUR moved to approve Item No. 2 from the report. MS. VINAL 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, and MR. TODARO. (AYES: 7; NOES: 3)

CARRIED.

RESOLUTION NO. 39

March 6, 2025	PUBLIC SAFETY COMMITTEE REPORT NO. 2
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ALL MEMBERS PRESENT.

CHAIR MEYERS PRESENT AS EX-OFFICIO MEMBER

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 4M-1 (2025)
ECCSAB MEMBER: “Member Response Regarding ECCSAB”
(Chair’s Ruling)
 - b. COMM. 4M-6 (2025)
ASSEMBLYMEMBER SEMPOLINSKI: “Response to Letter from EC Legislature”
(Chair’s Ruling)
2. COMM. 4E-9 (2025)

COUNTY EXECUTIVE

WHEREAS, the Department of Health Fund 295 Opioid Settlement Fund has identified a need to change an Accountant to Accounting Analyst and create a Juvenile Substance Use Services Coordinator; and

WHEREAS, the change in title and job grade from Accountant to Accounting Analyst would be a net increase of \$9,021; and

WHEREAS, the position is currently vacant due to an inability to fill at the current job grade and a restriction of the office's operations and department's need; and

WHEREAS, the administration was approached by various stakeholders and departments, including judges and lawyers involved in the juvenile justice system, that there is a significant gap in substance use and mental health services reaching juvenile defendants; and

WHEREAS, the administration has identified other gaps in substance use and mental health services for youth in Erie County and seeks to create a Juvenile Substance Use Services Coordinator to work with the juvenile justice system, juvenile defendants and their families, Departments of Mental Health, Probation, and Health, and local substance use and mental health providers to connect Erie County's most at risk youth to services; and

WHEREAS, the position of Community Resource Technician is currently vacant due to a lack of need by the Department of Social Services.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the deletion of one (1) full-time Accountant, Job Group 9, CSEA and creation of one (1) full-time Accounting Analyst, Job Group 11, CSEA within the Department of Health's Pharmaceutical Settlement Fund Budget (Fund 295, Funds Center 12700) (B100 #14706) effective February 1, 2025; and be it further

RESOLVED, that authorization is hereby given to create one (1) full-time Juvenile Substance Use Services Coordinator, Job Group 13, CSEA within the Department of Health's Pharmaceutical Settlement Fund Budget (Fund 295, Funds Center 12700) (B100 #14714) effective March 1, 2025; and be it further

RESOLVED, that sufficient funding exists within the Department of Health's 2025 Pharmaceutical Settlement Fund Budget (Fund 295, Funds Center 12700) Accounts 500000 Full Time – Salaries and 502000 Fringe Benefits to cover the cost increase of these personnel adjustments; 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 will be forwarded to the Erie County Executive's Office, Department of Health, Department of Personnel, and Division of Budget and Management.

(4-2)

3. COMM. 4E-12 (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 operates an Underwater Recovery Team; and

WHEREAS, the Underwater Recovery Team includes ten (10) members of the Erie County Sheriff's Office Police Services Division, and is capable of responding 24 hours a day to search and recovery calls in bodies of water across Erie County; and

WHEREAS, as a professional law enforcement agency, members of the Erie County Sheriff's Office Underwater Recovery Team should be certified as Public Safety Divers by the Professional Association of Diving Instructors (PADI); and

WHEREAS, five (5) members of the Underwater Recovery Team must take a Self- Reliant Diver course to maintain their PADI certification as Public Safety Divers; and

WHEREAS, five (5) additional members of the Underwater Recovery Team must take multiple prerequisite courses to certify as Public Safety Divers; and

WHEREAS, sufficient funding for this training is available in the 2025 Erie County Sheriff's Office Police Services Division budget (Fund 110, Funds Center 11510) 510200- Training and Education.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Legislature authorizes the purchase of training courses from Buffalo Scuba LLC, 5777 Camp Road, Hamburg, NY in an amount not to exceed \$6,250.00 for the purposes of certifying members of the Underwater Recovery Team as PADI- certified Public Safety Divers; and be it further

RESOLVED, the Division of Purchase is authorized to create the necessary documents to purchase the training; and be it further

RESOLVED, the Erie County Legislature hereby waives the procedures, as impractical, provided for in Section 26.08 of the Erie County Administrative Code for the purpose of securing the purchase order with Buffalo Scuba LLC; and be it further

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

(6-0)

JOHN J. GILMOUR
CHAIR

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 40

March 6, 2025	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 3
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ALL MEMBERS PRESENT.

CHAIR MEYERS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 16E-30 (2024)
COMPTROLLER: “Comptroller's Office Review of Capital Project Spending Resolutions & Requests”
(Chair’s Ruling)
 - b. COMM. 3E-3 (2025)
COUNTY CLERK: “Resolution Calling for Amendment of Erie County Tax Act”
(Chair’s Ruling)
 - c. COMM 4E-1 (2025)
MINORITY CAUCUS: “Discussion Request Regarding COMM. 3E-10”
2. COMM. 4E-8 (2025)
COUNTY EXECUTIVE
WHEREAS, ECDOH’s Office of Harm Reduction conducts outreach in a variety of ways to meet people where they are to promote public health, share harm reduction supplies and techniques, and reduce overdoses; and

WHEREAS, Harm Reduction staff noticed multiple hotspots of overdoses along public transit access points such in Buffalo at Main and Court and Elmwood and Utica; and

WHEREAS, in the past, Harm Reduction purchased transit passes for outreach workers to use; and

WHEREAS, the NFTA has offered to supply monthly transit passes to outreach employees at no cost to the county; and

WHEREAS, this collaboration will allow outreach staff to continue to meet people where they are at no cost to Erie County and continue its mission to protect public health.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Legislature hereby authorizes the County Executive or Deputy County Executive to execute an agreement with Niagara Frontier Transportation Authority to accept monthly transit passes for ECDOH employees; and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the Erie County Executive's Office, Department of Health, and Department of Law.
(6-0)

MICHAEL H. KOOSHOIAN
CHAIR

LEGISLATOR RESOLUTIONS

Item 15 – MR. GILMOUR presented the following resolution and moved to amend with the following. MS. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 41

RE: Calling on President Trump to Reverse
the Firings of US Military Veterans from
Federal Jobs
(INTRO. 5-1)

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

WHEREAS, the federal government is the largest single employer of veterans in the United States, with veterans comprising approximately 30% of the 2.3 million civilian federal workforce; and

WHEREAS, since the start of President Donald Trump's second term, nearly 6,000 veterans have been terminated from federal employment without cause, with no clear justification or due process; and

WHEREAS, these dismissals have been largely carried out under the Department of Government Efficiency (DOGE), led by billionaire adviser Elon Musk, as part of an effort to eliminate 75% of the federal workforce, potentially putting the jobs of up to 500,000 veterans at risk; and

WHEREAS, these mass firings have severely impacted the Department of Veterans Affairs (VA), resulting in a worsening staffing shortage, the cancellation of critical contracts for veteran healthcare, and the loss of personnel essential to processing disability claims, managing crisis hotlines, and providing other vital services; and

WHEREAS, Congressman Tim Kennedy (NY-26), a member of the House Veterans Affairs Committee, has publicly condemned the recent dismissal of more than 1,000 VA employees, including many in Western New York and has called for full accountability and justification for these terminations, emphasizing that the VA already faces a critical staffing shortage with 40,000 vacancies, making these dismissals especially harmful to veterans in need of care and support; and

WHEREAS, Kennedy has demanded transparency from VA Secretary Doug Collins regarding the criteria used for these firings, the number of affected employees who are veterans, and the administration's plans for reallocating the estimated \$98 million in funds tied to these personnel changes; and

WHEREAS, bipartisan support is needed to protect the rights and livelihoods of veterans who have dedicated their lives to serving the nation in uniform and who continue to serve as civilians in federal agencies; and

WHEREAS, these terminations represent an unjust betrayal of our veterans, leaving many without employment, financial security, or access to benefits they have earned through their service.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature calls on President Donald Trump to reverse the dismissals of U.S. military veterans from federal employment and to reinstate all veterans who have been terminated without cause; and be it further

RESOLVED, that the Erie County Legislature urges Congress to pass legislation ensuring due process and job protections for veterans employed in the federal government; and be it further

RESLOVED, that the Erie County Legislature calls on federal, state, and local governments to provide real, tangible support for veterans, including increased access to mental health services, job training, housing assistance, and streamlined healthcare services; and be it further

RESOLVED, that certified copies of this resolution be sent to President Donald Trump, the members of the Western New York Congressional delegation, the Secretary of the Department of Veterans Affairs, the Secretary of the Department of Government Efficiency, and any other parties deemed necessary and proper.

MS. LORIGO moved to approve the resolution as amended. 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, and MR. TODARO. (AYES: 7; NOES: 3)

CARRIED.

MS. LORIGO moved to approve the amendment through a vote on the distinct proposition. MR. GILMOUR seconded.

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

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

FAILED.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 42

RE: Compromise of Town & County Taxes
Pursuant to the Erie County Tax Act
(INTRO. 5-2)

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

WHEREAS, the Depew Police Department has confirmed that a resident's mail was compromised outside of Tops in West Seneca and the residents' town and county tax payment, destined to be postmarked for an on-time arrival at their intended Town Clerk's Office was stolen; and

WHEREAS, because of this larceny, their town and county tax payment that was made on time by the taxpayer did not arrive and was therefore not recorded as paid by the appropriate Town Clerk or the Erie County Department of Real Property Tax Services; and

WHEREAS, Article 5, Section 5-2.0 of the Erie County Tax Act establishes the fees and penalties for late tax payments which forces the assessment of late fees and interest charges on these impacted taxpayers; and

WHEREAS, the Erie County Tax Act does not allow Town Clerks, Receivers of Taxes or the County to cancel the late charges and reserves the authority to compromise or cancel taxes as a power of the Board of Supervisors (Erie County Legislature); and

WHEREAS, it is unacceptable that taxpayers who paid their taxes on time and find themselves caught up in this criminal matter are being charged late fees on their town and county tax bill as a result and the Erie County Legislature seeks to utilize its authority to rectify the matter for the impacted taxpayers.

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to the authority granted in Article 12, Section 12-1.00 of the Erie County Tax Act, which states "*the board of supervisors may compromise and cancel unpaid county taxes and tax sales heretofore or hereafter levied or made and may also compromise and cancel any tax certificates held and owned by the county,*" the Erie County Legislature hereby cancels all fees, fines and interest penalties charged to the following tax payers whose 2025 town and county tax payment was compromised as part of this USPS theft:

Owner	Owners Address	Business Address	Town	Tax Bill #
Lynn and Paul Jagodzinski	17 Rue Madeleine Way, Lancaster, NY 14086	n/a	Lancaster	016674

and be it further

RESOLVED, that with the cancellation of all late fees associated with the tax bill, any penalty paid by the aforementioned taxpayers related said tax bill shall be reimbursed with 10 business days after passage of this resolution; and be it further

RESOLVED, that the Director of Real Property Tax Services is hereby directed to assist the Lancaster Town Clerk to effectuate this decision and deliver a report to the Legislature of all penalties that were cancelled by March 27, 2025; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Lancaster Town Clerk, the County Executive, County Comptroller, Director of Real Property Tax Services and the aforementioned impacted taxpayers.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 43

RE: Disband and Reconstitute the ECCSAB
(INTRO. 5-3)

**A RESOLUTION TO BE SUBMITTED BY
LEGISLATOR ST. JEAN TARD**

WHEREAS, the Erie County Corrections Specialist Advisory Board "the Board" was established in 2019 to provide meaningful oversight and drive improvements within the Erie County Holding Center and the Erie County Correctional Facility; and

WHEREAS, while the Board has at times contributed valuable insights, its overall effectiveness has been inconsistent, with extended periods of dysfunction and failure to meet basic operational standards; and

WHEREAS, Legislator St. Jean Tard introduced a resolution titled "Dissolve the Erie County Corrections Specialist Advisory Board and Reappoint Members Within 30 Days" on February 6, 2025, calling for an open investigation into the Board's performance; and

WHEREAS, during the Public Safety Committee hearing on February 13, 2025, testimonies were presented detailing the Board's ongoing dysfunction and inability to convene legally mandated meetings; and

WHEREAS, the Erie County Charter requires advisory boards to meet at least four times per year in compliance with the Open Meetings Law, a requirement the Board has repeatedly failed to uphold; and

WHEREAS, the Board's current state violates its own bylaws, the Erie County Charter, and the local law that established it, rendering it ineffective in fulfilling its intended role; and

WHEREAS, Section 2205 of the Erie County Charter grants the authority to remove ineffective chairs and inactive board members and, if necessary, to dissolve the Board entirely;

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby disbands the Erie County Corrections Specialist Advisory Board in its current form due to its persistent noncompliance with its bylaws and the Erie County Charter; and be it further

RESOLVED, that all current members of the Board are hereby removed, effective immediately, to facilitate the appointment of a new, engaged, and effective membership; and be it further

RESOLVED, that the Erie County Legislature requests Erie County Executive Mark Poloncarz, Chair Timothy Meyers of the Erie County Legislature, Majority Leader John Gilmour of the Erie County Legislature, Minority Leader John Mills of the Erie County Legislature, Erie County Sheriff John Garcia, Erie County Commissioner of Probation Richard Robillard, Erie County Commissioner of Mental Health Mark O'Brien, and the Bar Association of Erie County to submit recommendations for new board appointments by April 12, 2025; and be it further

RESOLVED, that certified copies of this resolution be forwarded to all appropriate parties for immediate action.

Item 18 – MR. GILMOUR presented the following resolution and moved to amend with the following. MS. VINAL seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 44

RE: Opposing the HALT Act and Supporting
Correctional Officer Safety
(INTRO. 5-4)

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

WHEREAS, the Humane Alternatives to Long-Term (HALT) Solitary Confinement Act went into effect across New York State in 2022, restricting the use of segregated confinement for inmates who break rules or engage in violent behavior; and

WHEREAS, since the implementation of the HALT Act, the New York State Department of Corrections and Community Supervision (DOCCS) has reported an alarming 85% increase in the number of assaults on correction officers from 2019 to 2024; and

WHEREAS, correction officers across New York State have engaged in work stoppages at dozens of facilities to protest working conditions, including understaffing, mandatory over-time, excessively long shifts, and policies that have made their jobs more dangerous; and

WHEREAS, the restriction on segregated confinement has significantly impeded the ability to separate violent inmates from the general prison population, eliminating an effective deterrent to dangerous behavior; and

WHEREAS, Governor Kathy Hochul and the DOCCS has acknowledged staffing challenges within correctional facilities and has temporarily suspended parts of the HALT Act, demonstrating recognition of its problematic implementation; and

WHEREAS, correction officers perform one of the most difficult jobs in law enforcement and deserve working conditions that prioritize their safety and wellbeing; and

WHEREAS, everyone who lives, works, and visits our correctional facilities deserves a safe and secure environment, which can only be maintained with proper tools for managing in-mate behavior.

NOW, THEREFORE, BE IT

RESOLVED, that this Honorable Body calls on the New York State Assembly and New York State Senate to repeal the HALT Act to address the safety concerns within New York State correctional facilities; and be it further

RESOLVED, that this Honorable Body urges the New York State Legislature to work with corrections professionals to develop policies that both maintain humane conditions for incarcerated individuals and provide necessary tools for maintaining order and safety within correctional facilities; and be it further

RESOLVED, that certified copies of this resolution be sent to Governor Kathy Hochul, the Commissioner of the New York State Department of Corrections and Community Supervision, the WNY Delegation of the New York State Senate and Assembly, the leadership of the New York State Senate and Assembly, and any other party deemed necessary and proper.

AMENDMENT TO INTRO. 5-4

ADD:

WHEREAS, that this honorable body is committed to the protection of incarcerated individuals under the United States and New York State constitutions, and that there was initial, bi-partisan support of the HALT Act.

RESOLVED, that this honorable body supports the Governor working with the Commissioner of New York State DOCSS, Director of Office of Employee Relations and President of New York State COPBA to ensure the safety of all employees and maintaining humane conditions of incarcerated individuals; and be it further

RESOLVED, that this honorable body supports the agreement reached to allow the Commissioner of DOCSS to exercise his existing discretion under the HALT Act and continue the temporary suspension of the programming elements of the HALT Act for 90 days from the date of the MOA; and be it further

RESOLVED, that his honorable body supports the establishment of a committee comprised of representatives of New York State COPBA and DOCSS and other parties including state unions, Council 82, CSEA and PEF and representatives from each facility that will focus on areas that address the safety of the staff and incarcerated individuals; and be it further

MR. GILMOUR moved to approve the resolution as amended. MS. VINAL seconded.

CARRIED UNANIMOUSLY.

Item 19 – CHAIR MEYERS directed that the following resolution be referred to the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

INTRO. 5-5 from THE MINORITY CAUCUS. A Resolution Supporting S3328/A2005 Authorizing School Districts to Opt-Out of Certain Zero Emission School Bus Requirements

Item 20 – CHAIR MEYERS directed that the following resolution be referred to the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

INTRO. 5-6 from THE MINORITY CAUCUS. A Resolution Repealing the Advanced Clean Car II Regulations.

Item 21 – MR. GILMOUR presented the following resolution and moved for immediate consideration and approval. MR. TODARO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 45

RE: Re-Appropriation of 2024 Public Benefit
Funding into 2025
(INTRO. 5-7)

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

WHEREAS, the Erie County Legislature has duly appropriated funding to various community and neighborhood organizations; and

WHEREAS, funds that have not been expended by the end of a fiscal year have traditionally been carried forward into the subsequent fiscal year as part of the year-end budget balancing amendments and designations resolution submitted by the Division of Budget and Management in late April; and

WHEREAS, in order to expedite payments to organizations that have had contracts recently executed, the Legislature requests appropriated funds be carried-forward into 2025 as soon as possible.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the reappropriation of \$370,000 in available 2024 Community & Neighborhood Development funding (Fund 110, Funds Center 1332010) into 2025 for the following items:

Funds Center	Funds Reservation	Amount	Description
1332010	100001156	\$ 20,000	2021 Budget Balancing Amendments
1332010	100001171	\$ 30,000	2022 Re-allocation of RENEW Plan Funds 22COMM. 22E-13
1332010	100001177	\$ 47,500	2022 Comm & Neighborhood Dev Agency Funding
1333020	100001242	\$ 40,000	2022 Budget Balancing Amendments
1333020	100001243	\$150,000	2022 Budget Balancing Amendments
1333020	100001270	\$ 82,500	2023 Comm & Neighborhood Dev Agency Funding

and be it further

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

Item 22 – MR. GILMOUR presented the following resolution and moved for immediate consideration and approval. MR. DUPRE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 46

RE: Certification of Mortgage Tax
Collection Expenses
(INTRO. 5-8)

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

WHEREAS, under Section 262 of the New York State Tax Law, County Clerks as Recording Officers are entitled to recover expenses associated with the administration and collection of the Mortgage Tax; and

WHEREAS, the Erie County Comptroller's Office has provided reasonable and sufficient documentation of the following expenses related to the collection of mortgage tax, consisting of \$596,281 for salaries and fringe benefits and \$76,021 for computer and data processing expenses, for a total of \$672,302; and

WHEREAS, the New York State Department of Taxation and Finance requires certification from the local legislature that such expense is reasonable.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby certify that the expense incurred in the collection of the State Mortgage Tax as per Section 262 of the New York State Tax Law equals \$672,302 for fiscal year 2025, as submitted; and be it further

RESOLVED, that the Clerk of the Legislature send certified copies of this resolution to the New York State Department of Taxation and Finance, Erie County Clerk, and Erie County Comptroller.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

Item 23 – MR. GILMOUR moved to discharge the FINANCE & MANAGEMENT COMMITTEE of further consideration of COMM. 4E-20 (2025). MR. GREENE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 47

RE: 2025 Consolidated Bond Resolution
(COMM. 4E-20)

February 24, 2025

Honorable Members
Erie County Legislature
92 Franklin Street, Fourth Floor
Buffalo, New York 14202

Re: 2025 Consolidated Bond Resolution

Dear Honorable Legislators:

Please accept this communication as a placeholder for the County's 2025 Consolidated Bond Resolution and 2025 List of Project Components for the County's proposed 2025 Capital Borrowing.

The bond resolution and chart of projects is being completed by the County's bond counsel and will be available soon for your review and consideration.

If you have questions concerning the projects, please contact the County Administration.

Sincerely,
Kevin R. Hardwick, Ph.D.
Erie County Comptroller

cc: Erie County Executive Mark C. Poloncarz, Esq.
Erie County Attorney Jeremy C. Toth, Esq.
Erie County Director of Budget and Management Mark Cornell
Erie County Fiscal Stability Authority

MR. GILMOUR moved to amend the resolution with the following. MR. DUPRE seconded.

CARRIED UNANIMOUSLY.

WHEREAS, the County Legislature (the "Legislature") of the County of Erie (the "County"), a municipal corporation of the State of New York (the "State") has been in the process of planning various capital improvements projects (collectively, the "Projects") that are listed on the schedule/listing of such Projects that is attached hereto and by this reference made a part hereof (the "Schedule"); and

WHEREAS, such planning has been undertaken, together with appropriate environmental compliance determination proceedings under the State Environmental Quality Review Act, by the County's Energy and Environment Committee (the "Committee") and/or the County's Department of Environment & Planning (the "Department"), and has included such administrative actions as are necessary or required by the State or any federal agency with respect to assessing the potential

environmental impacts of the Projects and ensuring the safety and security of persons and property in the County with respect to the Projects; and

WHEREAS, the Legislature, in accordance with the recommendations of the Committee and the Department, has determined: (A) that the Projects are in the public interest of the County and should be undertaken, (B) that there should be expended toward certain of the Projects \$21,672,000 of State and Federal aid, as noted on the Schedule; (C) that the County intends to spend \$1,964,904 of available funds of the County toward the cost of certain projects as noted on the schedule; and (D) that there should be issued up to \$65,898,000 of bonds, notes, or other obligations of the County (collectively, the "Obligations"), to finance the balance of the estimated maximum cost of the Projects, as noted on the schedule; and

NOW, THEREFORE, BE IT

RESOLVED, by the Legislature (by the favorable vote of not less than two-thirds of all the members of the Legislature) as follows:

SECTION 1. The County is hereby authorized to undertake the Projects that are listed in column A of the Schedule, each as more fully described in column I of the schedule. To the extent that the details set forth in this resolution are inconsistent with any details set forth in the duly adopted 2025 Capital Budget of the County (the "Budget"), the Budget shall be deemed to be, and hereby is, amended. For each of the specific objects or purposes or classes of objects or purposes as specified in column B of the Schedule, the respective estimated maximum costs, including preliminary costs and costs incidental thereto and to the financing thereof, are set forth in column C of the Schedule, and the respective amounts are hereby appropriated therefor in accordance with the Budget.

SECTION 2. The plan of financing for the Projects includes the expenditure of \$21,672,000 in State and Federal aid that has been or is expected to be received for certain of the Projects (as detailed on the Schedule), along with the issuance of up to \$65,898,000 of Obligations to finance the balance of the aggregate estimated maximum cost of the Projects, and the levy and collection of taxes on all the taxable real property in the County to pay the principal of such Obligations and the interest thereon as the same shall become due and payable. Any amounts received by the County from the United States of America and/or from the State of New York or other sources for the Projects are hereby authorized to be expended towards the cost of the Projects or the redemption of any Obligations issued therefor, or to be budgeted as an offset to the taxes for payment of the principal of and interest on such Obligations.

SECTION 3. The respective periods of probable usefulness for the specific objects or purposes, classes of objects or purposes and combinations of objects or purposes for which the \$65,898,000 Obligations herein authorized are to be issued, within the limitations of §11.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), are set forth in column G of the Schedule. Obligations (including, without limitation, serial bonds of the County) in amounts up to the respective maximum principal amounts set forth in column D of the Schedule are hereby authorized to be issued pursuant to the provisions of the Law to finance the various objects or purposes that are listed on the Schedule.

SECTION 4. The temporary use of available funds of the County, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized and (to the extent that such use has already occurred) is hereby ratified, pursuant to Section 165.10 of the Local Finance Law, for the purpose or purposes described in this resolution. The County intends to finance, and the County Comptroller, as the chief fiscal officer of the County (the "Comptroller") is hereby authorized to advance, such amounts as are necessary to pay the costs of the respective specific objects or purposes or classes of objects or purposes described in Section 1 hereof, prior to the issuance of the Obligations, out of any available funds of the County on an interim basis. The County reasonably expects to reimburse any such expenditures (to the extent made after the date hereof or within 60 days prior to the earlier of (A) the date hereof or (B) any earlier expression by the County of its intent to reimburse expenditures for the applicable Project(s) or any earlier iteration thereof) with the proceeds of the Obligations, to the extent consistent with the financing plan for such Project(s) as stated herein. This resolution shall constitute the declaration (or reaffirmation) of the County's "official intent" to reimburse the expenditures authorized in this resolution with the proceeds of the Obligations, as required by United States Treasury Regulations Section 1.150-2.

SECTION 5. Each of the Obligations shall contain the recital of validity prescribed by §52.00 of the Law and the Obligations shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount (subject to certain statutory limitations imposed by Chapter 97 of the 2011 Laws of New York). The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on the Obligations as the same respectively become due and payable. An annual appropriation shall be made in each year in the County budget sufficient to pay the principal of and interest on the Obligations becoming due and payable in such year and, to the extent not paid from other sources or charges, there shall annually be levied on all the taxable real property of the County a tax sufficient to pay the principal of and interest on such Obligations.

SECTION 6. Subject to the provisions of this Resolution and of the Law, and pursuant to the provisions of §21.00 relative to the issuance of bonds having substantially level or declining annual debt service, §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00, 62.00, 62.10, 63.00, 164.00 and 168.00 of the Law, the powers and duties of the Legislature relative to authorizing the issuance of Obligations in the form of notes, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the final amounts, terms, form and contents and as to the procedures for the sale and issuance of the Obligations, and relative to executing any agreements for credit enhancement, are hereby delegated to the Comptroller. Without in any way limiting the scope of the foregoing delegation of powers, the Comptroller, to the extent permitted by Section 58.00(f) of the Local Finance Law, is hereby specifically authorized to accept bids for the Obligations that are submitted in electronic format. In the absence or unavailability of the Comptroller, the Deputy County Comptroller is hereby specifically authorized to exercise the powers delegated to the Comptroller in this resolution.

SECTION 7. When this resolution takes effect, the Clerk of the Legislature shall cause the same (or a summary thereof) to be published, together with a notice in substantially the form prescribed by Section 81.00 of the Law, in the *Buffalo Challenger* and the *Lancaster Bee*, which are newspapers having general circulation in the County and published in the County. The validity of

the Obligations may thereafter be contested only if the Obligations are authorized for an object or purpose for which the County is not authorized to expend money, or the provisions of law which should have been complied with at the date of the publication of this resolution (or a summary thereof) are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication, or if the Obligations are authorized in violation of the provisions of the Constitution of the State of New York.

SECTION 8. Prior to the issuance of any Obligations, the County (acting through the Committee and the Department and, to the extent necessary or appropriate, the Legislature) has or will have complied (to the extent not accomplished already) with any applicable provisions prescribed in Article 8 of the Environmental Conservation Law, all regulations promulgated thereunder by the New York State Department of Environmental Conservation, and all applicable federal laws and regulations in connection with the environmental quality review process relating to the Projects (collectively, the “Environmental Compliance Proceedings”). In the event that any of such Environmental Compliance Proceedings are not completed or require amendment or modification subsequent to the date of adoption of this resolution, the Legislature will re-adopt, amend or modify this resolution prior to the issuance of the relevant Obligations, to the extent required and acting upon the advice of counsel. It is hereby determined by the Legislature, on the basis of the Environmental Compliance Proceedings and the findings of the Committee and/or the Department, that to the extent that the Environmental Compliance Proceedings may apply to the Projects, the Projects (when assessed either individually or in the aggregate) will not result in a significant adverse impact on the environment.

SECTION 9. The County intends to issue the Obligations to finance a portion of the maximum cost of the Projects. The Comptroller is hereby authorized to covenant, in the name and on behalf of the County and for the benefit of the holders and beneficial owners of the Obligations, that the County will not make any use of the proceeds of the Obligations, or any funds reasonably expected to be used to pay the principal of or interest on the Obligations or any other funds of the County, and will not make any use of the facilities to be financed with the proceeds of the Obligations that would cause the interest on the Obligations to become subject to federal income taxation under the Internal Revenue Code of 1986, as amended (the “Code”) or subject the County to any penalties under Section 148 of the Code, and that the County will not take any action or omit to take any action with respect to the Obligations, the proceeds thereof or any facilities to be financed thereby if such action or omission would cause the interest on the Obligations to become subject to federal income taxation under the Code or subject the County to any penalties under Section 148 of the Code.

SECTION 10. For the benefit of the holders and beneficial owners from time to time of the Obligations, the County agrees, in accordance with and as an obligated person with respect to the Obligations under Rule 15c2-12 promulgated by the Securities Exchange Commission pursuant to the Securities Exchange Act of 1934 (the “Rule”), to provide or cause to be provided such financial information and operating data, financial statements and notices, in such manner, as may be required for purposes of the Rule. In order to describe and specify certain terms of the County’s continuing disclosure agreement for that purpose, and thereby to implement that agreement, including provisions for enforcement, amendment and termination thereof, the Comptroller is authorized and directed to sign and deliver, in the name and on behalf of the County, the commitment authorized by subsection 6(c) of the Rule (the “Commitment”) to be placed on file with the Clerk to the

Legislature, which shall constitute the continuing disclosure agreement made by the County for the benefit of holders and beneficial owners of the Obligations in accordance with the Rule, with any changes or amendments that are not inconsistent with this Resolution and not substantially adverse to the County and that are approved by the Comptroller on behalf of the County, all of which shall be conclusively evidenced by the signing of the Commitment or amendments thereto. The agreement formed, collectively, by this paragraph and the Commitment, shall constitute the County's continuing disclosure agreement for purposes of the Rule, and its performance shall be subject to the availability of funds and their annual appropriation to meet costs the County would be required to incur to perform thereunder. The County Comptroller is further authorized and directed to establish procedures in order to ensure compliance by the County with its various continuing disclosure agreements, including the timely provision of information and notices. Prior to making any filing in accordance with the agreement or providing notice of the occurrence of any material event, the Comptroller shall consult with, as appropriate, the County Attorney and the County's bond counsel, the County's municipal advisor, or another qualified independent special counsel to the County. The Comptroller, acting in the name and on behalf of the County, shall be entitled to rely upon any legal advice provided by the County Attorney or such bond counsel or other special counsel in determining whether a filing should be made.

SECTION 11. The Comptroller is hereby specifically authorized to act, on the advice of bond counsel at the time of the issuance of the Obligations, to designate such Obligations, if applicable, as "qualified tax-exempt obligations" in accordance with Section 265(b)(3) of the Code.

SECTION 12. The Comptroller is further authorized to call in and redeem any outstanding Obligations that were issued pursuant to this bond resolution (at such times and in such amounts and maturities as may be deemed appropriate after consultation with the County officials and the County's municipal advisor), to approve any related notice of redemption, and to take such actions and execute such documents as may be necessary to effectuate any such call(s) for redemption pursuant to Section 53.00 of the Law, with the understanding that no such call(s) for redemption will be made unless such notice of redemption shall have first been filed with the Clerk of the Legislature.

SECTION 13. This bond resolution shall take effect immediately upon approval by the County Executive.

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

CARRIED UNANIMOUSLY.

SUSPENSION OF THE RULES

Item 24 – MR. GILMOUR moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 5E-25 from MS. ST. JEAN TARD Re: Request for Presentation in MWBE Committee

Received and referred to the MINORITY & WOMEN BUSINESS ENTERPRISE COMMITTEE.

Item 25 – MS. LORIGO moved for a Suspension of the Rules by Unanimous Consent to include an item that was not submitted on time to be included on the agenda. Seconded by MR. TODARO.

CARRIED UNANIMOUSLY.

INTRO. 5-9 from THE MINORITY CAUCUS Re: Calling for Legislative Investigation into County Vehicle Incident and Subsequent Settlement

MS. LORIGO moved to approve the item. MR. GREENE seconded.

CHAIR MEYERS directed that a roll call vote be taken.

AYES: MR. GREENE, MS. LORIGO, MR. TODARO, MR. BARGNESI, MR. DUPRE, MR. KOOSHOLIAN, CHAIR MEYERS, MS. ST. JEAN TARD and MS. VINAL. NOES: MR. GILMOUR. (AYES: 9; NOES: 1)

CARRIED

RESOLUTION NO. 48

WHEREAS, media reports initially from the Investigative Post and WGRZ indicate that in April of last year, an Erie County Sheriff's Office employee, while operating a county-owned vehicle, was involved in multiple collisions with privately-owned vehicles; and

WHEREAS, these media reports have indicated questions regarding the incident processing by County and City governmental administrative units; and

WHEREAS, Erie County has allocated approximately \$60,000 in taxpayer funds to settle claims related to this incident to date; and

WHEREAS, these circumstances warrant examination regarding adherence to established protocols and the use of public resources.

NOW, THEREFORE, BE IT

RESOLVED, that this legislative body establishes a Committee of the whole legislature for the purpose of conducting an investigation into the April 2024 incident involving an Erie County Sheriff's Officer driving an Erie County owned vehicle that resulted in damage to multiple other vehicles, the subsequent payment of \$60,000 in settlements to date, and the involvement of various offices, departments and divisions of county government in this matter, and be it further

RESOLVED, that this body's investigation shall address the following questions:

- The factual circumstances of the April incident.
- What disciplinary proceedings, if any, were initiated regarding the officer involved.
- The Buffalo Police Department's incident response, charging decisions, victim communications, and the status of body camera documentation.
- The Erie County Sheriff's Office involvement in incident response, investigation, and charge determination.
- The notification timeline to the County's Division of Fleet Services regarding the vehicle incident, the decision process for vehicle surplus designation, and the timeline for asset removal from county inventory and subsequent auction.
- The notification timeline and process for claims against the County from affected vehicle owners, the decision-making authority for settlements, and the methodology for settlement amount determination.
- The financial accounts used for settlement payments.
- The payment processing responsibility between the County Attorney and the County Comptroller.
- The processing of Freedom of Information Law requests pertaining to this matter.
- Compliance with established county protocols for incidents involving county vehicles.

and be it further

RESOLVED, that this body shall establish a date and time for this committee of the whole investigation within 5 business days and require the attendance and sworn testimony of the following individuals, in accordance with the Rules of the Erie County Legislature:

- Erie County Sheriff John Garcia
- Erie County Executive Mark Poloncarz
- Erie County Comptroller Kevin Hardwick
- County Attorney
- County FOIL Officers who made determinations on this matter
- Director of Purchasing
- Commissioner of Personnel
- Director of Labor Relations

and be it further

RESOLVED, that the following individuals be requested to attend and participate:

- The officer involved, or a designated representative
- Buffalo Police Commissioner, or a designated representative
- Sheriff's PBA Representative

and be it further

RESOLVED, that this resolution does not presume guilt or wrongdoing, but seeks to ensure public confidence that matters involving public employees and resources are handled with integrity, transparency, and accountability, and be it further

RESOLVED, that copies of this resolution be transmitted to the Erie County Executive, Erie County Sheriff, Erie County Attorney, Erie County District Attorney, Erie County Comptroller, Erie County Ethics Board, Buffalo Mayor's Office, Buffalo Police Commissioner, all parties required or invited to attend the hearing and other relevant parties.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE SHERIFF

Item 26 – (COMM. 5E-1) Houses of Healing Contract

Item 27 – (COMM. 5E-2) Contract with Speaker for Incarcerated Individuals

Item 28 – (COMM. 5E-3) Mindful Awareness Programming Renewal

Item 29 – (COMM. 5E-4) Buffalo Fatherhood Initiative Renewal

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

FROM LEGISLATOR MILLS

Item 30 – (COMM. 5E-5) Letter of Absence for Session No. 5

Received, filed and printed.

February 19, 2025

Olivia Owens
Clerk of the Erie County Legislature
92 Franklin Street – 4th Floor
Buffalo, NY 14202

Re: Upcoming Absence

Dear Clerk Owens,

This is notice that I have a pre-scheduled business trip out-of-town from March 7th through March 17th, which I unfortunately cannot alter. I will miss the scheduled session for March 13th and any other legislative meetings during this time due to the recent schedule changes.

Please enter the aforementioned in the Legislature's official record. I appreciate your attention to this matter.

Sincerely,
John J. Mills
Minority Leader
Erie County Legislature

FROM THE COUNTY EXECUTIVE

Item 31 – (COMM. 5E-6) Approval of the Master Public Art Plan & Authorization to Contract Selected Artists

Item 32 – (COMM. 5E-7) Appointment of the Commissioner of Mental Health

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

FROM LEGISLATOR VINAL

Item 33 – (COMM. 5E-8) Charter Revision Commission Appointment

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COMPTROLLER

Item 34 – (COMM. 5E-9) EC Hotel Monitoring Program - Best Western Inn on the Avenue

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM LEGISLATOR TODARO

Item 35 – (COMM. 5E-10) Charter Revision Commission Appointment

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE SHERIFF

Item 36 – (COMM. 5E-11) Acceptance of SNI Donation

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 37 – (COMM. 5E-12) SUNY ECC North Campus Kittinger Hall Phase 1 Classroom Infrastructure Improvements

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 38 – (COMM. 5E-13) ECSD No. 1 Increase & Improvement of Facilities Project Environmental Review

Item 39 – (COMM. 5E-14) ECSD No. 1 Increase & Improvement of Facilities (2024) Approving Resolution

Item 40 – (COMM. 5E-15) ECSD No. 8 Increase & Improvement of Facilities Project Environmental Review

Item 41 – (COMM. 5E-16) ECSD No. 8 Increase & Improvement of Facilities (2024) Approving Resolution

Item 42 – (COMM. 5E-17) ECSD No. 2 Engineering Term Contract Agreement (Work Order: WNDL-6)

Item 43 – (COMM. 5E-18) Extension of Household Hazardous Waste & Conditionally Exempt Small Quantity Generator Contracts

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

FROM THE COUNTY EXECUTIVE

Item 44 – (COMM. 5E-19) DSS - Administration for Community Living - Adult Protective Services Grant

Item 45 – (COMM. 5E-20) Authorization to Carryforward 2024 Fund Reservations for Office of Health Equity

Item 46 – (COMM. 5E-21) Acceptance of NYSDOH Performance Incentive Program

Item 47 – (COMM. 5E-22) Creation of Outreach Aide - Health Equity (RPT) in CYSHCN Grant

Item 48 – (COMM. 5E-23) Appointments to the Mental Hygiene Community Services Board

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

Item 49 – MR. GILMOUR presented the following resolution and moved for immediate consideration and approval. MR. GREENE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 49

RE: Authorization to Enter into Contract

with Televate
(COMM. 5E-24)

WHEREAS, the Department of Homeland Security & Emergency Services, through NYS Department of Homeland Security and Emergency Services, has agreed to provide funding for professional service contracts Interoperable Communications; and

WHEREAS, the Department of Homeland Security & Emergency Services receives annual, overlapping State Interoperable Communications Grants where the 2023-2025 grant is currently active and the 2024-2026 grant is in process of being awarded; and

WHEREAS, the Department of Homeland Security & Emergency Services issued a Request for Proposal (RFP) in March of 2025 RFP #2025-023VF; and

WHEREAS, Televate responded to the RFP with a strong proposal; and

WHEREAS, the vendor will be managed by the Erie County Department of Homeland Security & Emergency Services.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive and/or Deputy County Executive to enter into a 1-year contract with Televate in an amount not to exceed \$189,348 to conduct communications planning, system review and consultation; and be it further

RESOLVED, that sufficient funding will be available within the Department of Homeland Security & Emergency Services' annual Statewide Interoperable Communications Grant Program (Fund 281, Funds Center 16700, SAP Grant HS167SCIG2325 & HS167SCIG2426) to cover costs related to this contract; 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 will be forwarded to the Erie County Executive's Office, Comptroller's Office, Department of Homeland Security and Emergency Services and Division of Budget and Management.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE DEPUTY COMPTROLLER FOR AUDIT & CONTROL

Item 50 – (COMM. 5D-1) EC Comptroller's Office Audit of the Division of Purchase

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY ATTORNEY

Item 51 – (COMM. 5D-2) Transmittal of New Claims Against Erie County

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COMMISSIONER OF SOCIAL SERVICES

Item 52 – (COMM. 5D-3) COMM. 12E-34 Compliance Report

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM THE DEPARTMENT OF PUBLIC WORKS

Item 53 – (COMM. 5D-4) Erie County DPW - 2025 Road Program

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE NFTA CHIEF FINANCIAL OFFICER

Item 54 – (COMM. 5M-1) NFTA Capital Expenditure Reports

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE COMMISSION MEMBER

Item 55 – (COMM. 5M-2) Resignation from EC Charter Revision Commission

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE EC AGRICULTURE & FARMLAND PROTECTION BOARD

Item 56 – (COMM. 5M-3) EC Southeast Agricultural District #15, Eight-Year Review

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM ASSEMBLYMEMBER MOLITOR

Item 57 – (COMM. 5M-4) Acknowledgment of Receiving INTRO. 3-5 (2025)

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE NYS DOT

Item 58 – (COMM. 5M-5) Acknowledgment of Receiving INTRO. 3-1 (2025)

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE ASSOCIATION OF ERIE COUNTY GOVERNMENTS

Item 59 – (COMM. 5M-6) Association of EC Governments - Resolution of Support to Amend The Salt Act

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE ASSOCIATION OF ERIE COUNTY GOVERNMENTS

Item 60 – (COMM. 5M-7) Association of EC Governments - Resolution of Support to Repeal the HALT Act

Received and referred to the PUBLIC SAFETY COMMITTEE.

ANNOUNCEMENTS

Item 61 – Chair Meyers announced that the Legislature will conduct committee meetings on Thursday, March 20, 2025, and the schedule will be distributed. Chair Meyers further announced that the next session of the Legislature will be held on Thursday, March 27, 2025.

MEMORIAL RESOLUTIONS

Item 62 – Legislator Greene requested that when the Legislature adjourns, it do so in memory of Alice L. Smith, and Linda F. Gaffney.

Item 63 – Legislator St. Jean Tard requested that when the Legislature adjourns, it do so in memory of Dr. Hazel N. Dukes.

Item 64 – Legislator Bargnesi requested that when the Legislature adjourns, it do so in memory of Fred Vincent.

ADJOURNMENT

Item 65 – At this time, there being no further business to transact, CHAIR MEYERS announced that the Chair would entertain a Motion to Adjourn.

MR. GREENE moved that the Legislature adjourn until Thursday, March 27, 2025 at 11:30 A.M. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

CHAIR MEYERS declared the Legislature adjourned until Thursday, March 27, 2025 at 11:30 A.M.

OLIVIA M. OWENS
CLERK OF THE LEGISLATURE