

ERIE COUNTY LEGISLATURE
MEETING NO. 16
SEPTEMBER 11, 2025

The Legislature was called to order by Chair Meyers.

All members present.

An Invocation was held, led by Mr. Todaro, who offered a short prayer.

The Pledge of Allegiance was led by Mr. Dupre.

Item 1 – No tabled items.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MR. GILMOUR moved for the approval of the minutes for Meeting Number 14 from 2025. MS. VINAL seconded.

CARRIED UNANIMOUSLY.

MR. GILMOUR moved for the approval of the minutes for Meeting Number 15 from 2025. MS. VINAL seconded.

CARRIED UNANIMOUSLY.

Item 4 – No Public Hearings.

MISCELLANEOUS RESOLUTIONS

Item 5 – Miscellaneous Resolutions were offered, as follows:

LEGISLATURE	Proclaiming September 14 to 20, 2025, as Sheriffs' Week in Erie County
MAJORITY CAUCUS	Acknowledging and Recognizing National Literacy Month
MAJORITY CAUCUS	Acknowledging and Recognizing National Suicide Prevention Week
MAJORITY CAUCUS	Acknowledging and Recognizing National Childhood Cancer Month in September
MAJORITY CAUCUS	Celebrating and Honoring the 50th Anniversary of Elmwood Tacos and Subs (ETS)

MAJORITY CAUCUS	Acknowledging and Honoring National Senior Citizens Day
DUPRE	Recognizing African American Veterans Day of Honor
DUPRE	Celebrating and Honoring Ukrainian American Day
DUPRE	Congratulating and Recognizing Brinton McClain on Attaining the Rank of Eagle Scout
DUPRE	Recognizing the Third Annual Community Day - Away Out Queens in Training
DUPRE	Congratulating and Recognizing Shanoda Williams on Writing Her Book: A Poetic Experience
DUPRE	Recognizing the First Annual Kaden J. Sickel Cell Foundation, Inc. Community Day
DUPRE	In Recognition of The "Mobility Matters" Youth Podcast Program - Part of Clean Mobility Buffalo
DUPRE & ST. JEAN TARD	Honoring National Minority Donor Awareness Day
DUPRE & ST. JEAN TARD	Honoring National Black Business Month (August 2025)
ST. JEAN TARD	Honoring National Hispanic Heritage Month
ST. JEAN TARD	Honoring PhatCatz of WNY during National Black Business Month
ST. JEAN TARD	Recognizing National Diaper Need Awareness Week
ST. JEAN TARD	Honoring Manna Culinary Group during National Black Business Month
ST. JEAN TARD	Honoring Salud Market during National Black Business Month
ST. JEAN TARD	Honoring Roseland Atlas Restaurant during National Black Business Month
ST. JEAN TARD & VINAL	Honoring Women's Equality Day
VINAL	Recognizing the Official Ribbon Cutting of Flynnstoned Cannabis Company Buffalo

VINAL	Recognizing Millie Schaefer – Williamsville South Flag Football All-Western New York Flag Football First Team Defense
GREENE	Honoring Amherst Police Captain Tracy Martin In Recognition of Her Retirement from the Department
GREENE	Honoring Debbie Curtis During Suicide Prevention Week
MEYERS	In Remembrance of Jacqueline Marie Kubisty
TODARO	Honoring Mark Hjalmarson, The Erie County Fair Daily Firefighter Honoree for August 15, 2025
TODARO	Honoring Jerry Enser, The Erie County Fair Daily Firefighter Honoree for August 7, 2025
TODARO	Honoring Stephen Gaglione, The Erie County Fair Daily Firefighter Honoree for August 10, 2025
TODARO	Congratulating Bank on Buffalo on Opening Its New Location in Depew
TODARO	Celebrating the 175th Anniversary of Saint Mary’s Church of the Assumption
LORIGO	Recognizing the 15th Anniversary of West Seneca Art Society
LORIGO	Recognizing the Holland Volunteer Fire Department on Being Named the 2025 EMS Agency of the Year by the Wyoming-Erie Emergency Medical Council
LORIGO	Recognizing Dawne Hoeg on Receiving the Buffalo History Museum 2025 Owen B. Augspurger Award for Stitch Buffalo
LORIGO	Proclaiming August 31st as International Overdose Awareness Day
LORIGO	Recognizing Gracie Mulville for Supporting the Harold O. Brumsted Elementary School Musical Theater Club
MILLS	Honoring Amelia Errington on Achieving the Girl Scout Silver Award
MILLS	Honoring Patricia “Patty” Friend as 2025 Brant Resident of the Year
MILLS	Honoring Annalise Casciano and the Room Theatre Company on the Grand Opening of Their New Studio
MILLS	Honoring William “Billy D” Dzierzanowski for 36 Years of Service to the Town of Boston

MILLS & LORIGO Celebrating 50 Years of Gymnastics Unlimited, Home of the Orchard Park Gymsters

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

MR. GILMOUR moved for approval of the above forty-two 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. 5 (Print #2) 2024 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 8 – CHAIR MEYERS directed that Local Law No. 7 (Print #1) 2024 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

Item 9 – MR. GILMOUR moved to take Local Law Intro. No. 4 (Print #1) 2025 from the table. MS. ST. JEAN TARD seconded.

CARRIED UNANIMOUSLY.

MR. GILMOUR moved to amend Local Law Intro. No. 4 (Print #1) 2025. MS. ST. JEAN TARD seconded.

CARRIED UNANIMOUSLY.

MR. GILMOUR moved to approve Local Law Intro. No. 4 (Print #1) 2025 as amended. MS.
ST. JEAN TARD seconded.

CARRIED UNANIMOUSLY.

COUNTY OF ERIE
LOCAL LAW INTRO. NO. 4-1-2025
LOCAL LAW NO. _____-2025

A Local Law amending Erie County Local Law 3 (2019) to provide for additional community participation on the Erie County Corrections Specialist Advisory Board.

The Legislature of the County of Erie hereby amends Local Law 3 (2019) as follows:

SECTION 1. LEGISLATIVE INTENT AND OVERVIEW

It is the Erie County Legislature's intention to establish the Erie County Corrections Specialist Advisory Board (the "Advisory Board") to provide advice to, and oversight over the Erie County Sheriff Office's Jail Management Division which administers the Erie County Holding Center and the Erie County Correctional Facility.

In 2010 this Honorable Body created a Community Corrections Advisory Board ("CCAB") via legislative resolution following evaluation and investigation and a lawsuit by the U.S. Department of Justice against Erie County and the Erie County Sheriff deeming federal oversight of the Erie County Holding Center and Correctional Facility as necessary and in the public interest due to a myriad of issues at both facilities. The CCAB's purpose was "discussion of corrections facilities programs and services to offer suggestions and advice for the improvement of such programs at the Erie County Correctional Facility and the Erie County Holding Center." The Legislature also desired that the CCAB could help prevent further improper treatment at the facilities, and devise solutions to improve procedures and operations and provide a mechanism for oversight.

One of the major issues plaguing the Jail Management Division involves mentally-ill inmates and prisoners who may be suicidal or who are need in need of treatment while detained. The Erie County Department of Mental Health is administratively responsible for planning, directing, coordinating, and monitoring programs of prevention, treatment and rehabilitation involving detainees with mental health and/or intellectual or developmental disabilities and substance abuse services.

Over the intervening years, the state's regulator over local jails, the New York State Commission of Correction, has issued a series of critical reports over the Holding Center and Correctional Facility due to inmate escapes from custody, facility conditions, assaults on prisoners, mental health and healthcare deficiencies, and the deaths of prisoners or detainees in the custody of the Erie County Division of Jail Management. This includes a February 2018 report entitled "The Worst Offenders Report: The Most Problematic Local Correctional Facilities of New York State", that labeled the Holding Center and Correctional Facility as one of the "worst offenders for being in violation of state law."

For a variety of reasons, the CCAB did not function as hoped and expected and in 2013 the CCAB functionally stopped meeting or acting and was not subsequently convened.

Section 2205 of the Erie County Charter states: “Advisory boards shall meet at least four times per year, and meetings shall be held in compliance with the Open Meetings Law. If a board fails to hold the minimum number of meetings, the creating authority shall investigate why, and is authorized to remove an ineffective chair or any inactive members, or to recommend that the legislature abolish the board.

Because the CCAB has not met since 2013, and due to the host of problems, issues and concerns over the Erie County Holding Center and Correctional Facility, it is recommended that the Legislature abolish the CCAB and create a new robust and inclusive corrections advisory board comprised of current and/or retired professionals who have expertise in criminal justice, public safety, restorative justice and reducing recidivism that will more effectively serve the people of Erie County.

The Advisory Board is intended to focus on restorative justice, serve as a bridge between the community, the Erie County Department of Mental Health, and the Erie County Sheriff’s Office’s Jail Management Division, and will be dedicated to enhancing the safety and conditions in the Erie County Holding Center and Correctional Facility. Its mission will be to bring leaders and professionals in our community together to help monitor and improve the County’s correctional facilities, improve the lives of those who have left correctional facilities and reduce recidivism and help with re-entry to society, and work together for solutions to problems while continually looking for ways to improve internal operations and procedures in the correctional facilities.

Section 2205 of the Erie County Charter states: “Advisory boards shall consist of an odd number of members, at least seven and at most fifteen. Members shall be residents of Erie County.”

The Erie County Legislature recognizes the significance of community involvement in the oversight of the Erie County Sheriff’s Office Jail Management Division and hereby intends to increase participation to the maximum permitted by the Erie County Charter.

SECTION 2. CREATION OF AND MEMBERSHIP OF THE ERIE COUNTY CORRECTIONS SPECIALIST ADVISORY BOARD

The Erie County Corrections Specialist Advisory Board is hereby established.

Membership

- The Advisory Board shall consist of fifteen (15) voting members as follows:
- Two members to be recommended by the Chair of the Erie County Legislature
- Two members to be recommended by the Majority Leader of the Erie County Legislature
- Two members to be recommended by the Minority Leader of the Erie County Legislature
- One member to be recommended by the Chair of the Public Safety Committee of the Erie County Legislature
- One member to be recommended by the Erie County Executive
- One member to be recommended by the Erie County Sheriff
- One member to be recommended by the Erie County Commissioner of Probation
- One member to be recommended by the Erie County Commissioner of Mental Health

- One member to be recommended by the Bar Association of Erie County
- One member with demonstrated experience in advocacy for prisoners to be recommended by an organization working on behalf of prisoners' rights
- One member with demonstrated experience with restorative justice to be recommended by an organization that is dedicated to restorative justice
- One member with demonstrated experience in assisting former offenders' transitions who is a former prisoner of a county or state holding/correctional facility to be recommended by an organization that is dedicated to ex-offender transition from jail/prison to life in the general public

Members shall be approved by a majority vote of the Erie County Legislature and shall serve without compensation.

Terms of Advisory Board Members

Advisory Board members shall serve three-year terms.

SECTION 3. QUALIFICATIONS OF MEMBERS

All members must meet the minimum requirements set forth in Section 2205 of the Erie County Charter including:

- a. Each Advisory Board member shall be a resident of Erie County at the time of appointment and shall remain a resident of Erie County while holding a position as a member of the Advisory Board.
- b. Members of the Advisory Board may not serve as elected public officers for Erie County.

SECTION 4. MEETINGS

At the first meeting of the Advisory Board, the Board shall elect a member as chairperson, and another member as vice-chairperson. The chairperson and vice-chairperson shall serve in such positions for two years and may not serve more than two consecutive terms. The vice-chairperson shall serve in the absence of the chairperson and in such other capacity as the chairperson shall delegate.

The Advisory Board shall establish a schedule of regular meetings for the year, but the Advisory Board shall meet a minimum of four (4) times per year.

Unless otherwise provided by law, a majority of the members shall constitute a quorum at any duly held meeting of the Advisory Board. The affirmative vote of a majority of all members shall be required for Advisory Board action on any matter.

At each meeting of the Advisory Board, time will be set aside for public comment on issues relevant to the stated intent in the adopted bylaws of the Advisory Board. If no such individuals or organizations have contacted the Chairperson of the Advisory Board to request time to testify, the Advisory Board will forgo the time for public comment at that meeting of the Board. Requests to testify can be made to the Chairperson of the Advisory Board by filing such request with the Clerk of the Erie County Legislature at least five (5) business days prior to the Meeting of the Advisory Board.

SECTION 5. PROCEDURES.

The Advisory Board shall adopt standards of conduct and disclosure of interests intended to ensure that the actions of the Advisory Board are carried out in an ethical manner. The ethical standards shall be consistent with the Erie County Code of Ethics.

The Advisory Board may adopt such bylaws and/or rules and procedures for the efficient and orderly conduct of its business as it deems necessary or appropriate under Section 2205 of the Erie County Charter. Such rules and procedures shall provide reasonable opportunity for public comment and engagement.

The Advisory Board shall adopt bylaws that are not in conflict with Section 2205 of the Erie County Charter or any provisions of this Local Law, and subject to the approval of the Erie County Legislature.

It is hereby established, this local law does charge the Advisory Board the ability to design and enforce the bylaws under which such board will function. Bylaws must be in writing, filed with the Erie County Legislature, and open to inspection by members of the Advisory Board, the Erie County Legislature, and other elected officials. Bylaws may include, but are not limited to, the procedures for the taking of meeting minutes, the procedures for submitting grievances, the procedure for recommending the use of the Legislature's subpoena power, and the procedure for writing and submitting reports to the Erie County Legislature. Bylaws must be filed with the Erie County Legislature at least thirty (30) days prior to the first advisory board meeting. In order to establish bylaws, the members of the Advisory Board must be in quorum, and at least ten (10) affirmative votes submitted. Amendments to the bylaws must be passed in quorum, with the affirmative vote of at least ten (10) Advisory Board members.

The Advisory Board will produce, annually, a report on the progress of the Board for the previous year and their goals for the upcoming year. The report is to be filed with the Clerk of the Erie County Legislature and shall be reviewed by the Public Safety Committee of the Erie County Legislature.

SECTION 6. POWERS AND FUNCTIONS

Powers

The Advisory Board shall:

1. Function in an advisory capacity to the Erie County Legislature as well as to the Erie County's Sheriff's Office.

The Advisory Board may:

1. Recommend that the Chairperson of the Erie County Legislature utilize his/her subpoena power under Section 2607 of the Erie County Charter, as necessary, to compel the presence and testimony of persons or the production of records to the Advisory Board when other mechanisms to compel such presence or data are otherwise unsuccessful through the following procedure:
 - a. A formal recommendation suggesting utilization of the Legislature's subpoena power may be submitted to the Erie County Legislature's Public Safety Committee. After which, members of the Public Safety Committee shall vote on whether to submit the request to the Chair of the Erie County Legislature. Requests that pass by a majority vote

of the Public Safety Committee shall then be submitted to the Chair of the Erie County Legislature for a final decision on the potential utilization of subpoena power.

Functions

1. The Advisory Board may undertake functions and activities intended to:
Develop strategic plans and policies to be considered by the Legislature and the Sheriff's Office that will improve the conditions, systems and practices at the Erie County Holding Center and Correctional Facility and help reduce recidivism in Erie County.
2. Allow public comment on the issues related to the Erie County Holding Center and Erie County Correctional Facility
3. Make formal advisory recommendations to the County Legislature and the Erie County Sheriff's Office on the programs, funding and services for the correctional facilities in Erie County.
4. Receive complaints regarding the Erie County Holding Center and the Erie County Correctional Facility from the public and refer such complaints to the Erie County Sheriff's Office for investigation and reporting back to the Advisory Board.

SECTION 7. STAFF SUPPORT

The Chair of the Erie County Legislature shall choose amongst the staff of the Legislature one person to serve as Clerk of the Advisory Board. Such staff member will communicate with members, and the public through notices, regarding meetings, agendas and items that are before the Advisory Board. The Clerk will be responsible for taking the roll, recording votes of the members at meetings and communicating with groups seeking to testify before the Advisory Board. The Clerk will also be responsible for disseminating the minutes of the meetings to Advisory Board members and working with the Chair of the Advisory Board to produce an Annual Report to be filed with the Clerk of the Erie County Legislature and reviewed by the Public Safety Committee of the Erie County Legislature.

SECTION 8. EFFECTIVE DATE

This Local Law shall take effect upon passage by the Legislature.

SECTION 9. SEVERABILITY

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

SPONSORED BY:

TAISHA ST. JEAN TARD, TIMOTHY MEYERS

Item 10 – CHAIR MEYERS directed that Local Law No. 6 (Print #1) 2025 be directed to the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

COMMITTEE REPORTS

There were none.

LEGISLATOR RESOLUTIONS

Item 11 – MR. GILMOUR presented the following resolution and moved for immediate consideration and approval. MS. VINAL seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 142

RE: Legislature Personnel Budget Authorization
(INTRO. 16-1)

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

WHEREAS, Article II, Section 202.4 of the Erie County Charter, as amended by Local Law No. 1-2017, addresses the procedure for the allocation of funds for the Erie County Legislature; and

WHEREAS, it states that “the fund appropriated for the County Legislature in the annual budget, exclusive of the funds for the Office of the Clerk of the County Legislature, shall be allocated to the majority and minority in the proportion that the majority members of the Legislature will bear to the total number of legislators, provided that the majority will not receive more than 65 percent of the funds appropriated for the County Legislature in the annual budget, exclusive of the funds for the Office of the Clerk of the County Legislature, and the proportion that the minority members of the Legislature will bear to the total number of legislators, provided that the minority will not receive less than 35 percent of the funds appropriated for the County Legislature in the annual budget, exclusive of the funds for the Office of the Clerk of the County Legislature, as of the commencement of the fiscal year for which the budget is adopted;” and

WHEREAS, in order to keep the Legislature’s annual departmental budget in accordance with the Erie County Charter, the Legislature needs the authority to hire staff at a variable minimum.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature is authorized to fill the following positions at a variable minimum up to and including step 5:

- JG12 – Director of Policy & Research to the Majority (LEG) - (Cost Center 1003030)

and be it further

RESOLVED, the original date of County service will be used for calculating future increments;
and be it further

RESOLVED, that certified copies of this resolution be presented to the Chairperson of the Erie County Legislature, the Minority Leader of the Erie County Legislature, Commissioner of Personnel, and the Director of Budget & Management.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

There were none.

SUSPENSION OF THE RULES

Item 12 - MR. GILMOUR moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 16D-9 from the COUNTY ATTORNEY Re: Opinion as to Form Local Law Intro. No. 4-1 (2025)

Chair Meyers directed that the item be received and filed.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE COUNTY CLERK

Item 13 – (COMM. 16E-1) 2778 Colvin Boulevard, Tonawanda, NY 14150

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COMPTROLLER

Item 14 – (COMM. 16E-2) Department of Law Risk Retention Fund Spending - June 2025

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM LEGISLATOR LORIGO

Item 15 – (COMM. 16E-3) Letter Regarding ErieNet

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE COMPTROLLER

Item 16 – (COMM. 16E-4) Interim Financial Report - Second Quarter 2025

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 17 – (COMM. 16E-5) Appointment to the ECBOH

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM THE COMPTROLLER

Item 18 – (COMM. 16E-6) Request for Investigation into the Actions of ECSO Senior Detective (Narcotics) Daniel "D.J." Granville

Item 19 – (COMM. 16E-7) Daniel J. Granville Potential Separation from Service and Cash Out of Leave Balances

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

FROM THE SHERIFF

Item 20 – (COMM. 16E-8) Acceptance of FY26 Child Passenger Safety (CPS) Grant

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE COMPTROLLER

Item 21 – (COMM. 16E-9) EC Cultural Funding Grant Monitoring Program - Buffalo Center for Arts and Technology

Item 22 – (COMM. 16E-10) EC Cultural Funding Grant Monitoring Program - Buffalo Science Museum

Item 23 – (COMM. 16E-11) EC Cultural Funding Grant Monitoring Program - Center for Exploratory & Perceptual Art Inc.

Item 24 – (COMM. 16E-12) EC Cultural Funding Grant Monitoring Program - Enlightenment Bookstore & Literary Center Inc.

Item 25 – (COMM. 16E-13) EC Cultural Funding Grant Monitoring Program - MusicalFare Theatre

Item 26 – (COMM. 16E-14) EC Cultural Funding Grant Monitoring Program - Ujima Company, Inc.

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

FROM THE SHERIFF

Item 27 – (COMM. 16E-15) Local Incarceration of State-Ready Individuals

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE COMPTROLLER

Item 28 – (COMM. 16E-16) Request for Referral to AG in the Daniel J. Granville Matter

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

Item 29 – CHAIR MEYERS directed that the following resolution be received, filed and printed.

GRANTED.

COMM. 16E-17 from LEGISLATOR GREENE: Absence Letter for Session No. 15

August 28, 2025

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

Re: Absence

Dear Clerk Owens,

Pursuant to the Rules of the Legislature, I am writing to explain my absence from the special session of the Legislature that was called for Thursday, August 28th at noon. I was out of town with my son at an event that I could not reschedule.

As you are aware, this session was called with limited notice to members during a scheduled recess of the Legislature. The notice described the matter before the Legislature as “pressing,” despite

the fact that it was presented to us before recess began. We considered it at two meetings of the Legislature and deliberately chose not to act on it.

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

Sincerely,

Christopher D. Greene
District 6
Erie County Legislature

Item 30 – CHAIR MEYERS directed that the following resolution be received, filed and printed.

GRANTED.

COMM. 16E-18 from LEGISLATOR TODARO: Absence Letter for Session No. 15

August 28, 2025

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

Re: Absence

Dear Clerk Owens,

Pursuant to the Rules of the Legislature, I am writing to explain my absence from the special session of the Legislature that was called for Thursday, August 28th at noon. I was on a family vacation that I departed for before the aforementioned special session was called and therefore could not attend.

As you are aware, this session was called with limited notice to members during a scheduled recess of the Legislature. The notice described the matter before the Legislature as “pressing,” despite the fact that it was presented to us before recess began. We considered it at two meetings of the Legislature and deliberately chose not to act on it.

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

Sincerely,

Frank J. Todaro
District 8
Erie County Legislature

Item 31 – CHAIR MEYERS directed that the following resolution be received, filed and printed.

GRANTED.

COMM. 16E-19 from LEGISLATOR MILLS: Absence Letter for Session No. 15

August 28, 2025

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

Re: Absence

Dear Clerk Owens,

Pursuant to the Rules of the Legislature, I am writing to explain my absence from the special session of the Legislature that was called for Thursday, August 28th at noon. My wife and I were out of town for a family engagement.

As you are aware, this session was called with limited notice to members during a scheduled recess of the Legislature. The notice described the matter before the Legislature as “pressing,” despite the fact that it was presented to us before recess began. We considered it at two meetings of the Legislature and deliberately chose not to act on it.

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

Sincerely,

John J. Mills
District 11
Erie County Legislature

FROM THE COMPTROLLER

Item 32 – (COMM. 16E-20) Audit of the ECSO Jail Management Division - Inmate Commissary Fund

Item 33 – (COMM. 16E-21) Audit of the ECSO Jail Management Division - Inmate Escrow Fund

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

FROM THE COUNTY EXECUTIVE

Item 34 – (COMM. 16E-22) Amendments to Documents Regarding the Buffalo Bills & New Stadium Project

Item 35 – (COMM. 16E-23) Highmark Stadium Updated SEQR

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

FROM THE SHERIFF & COUNTY EXECUTIVE

Item 36 – (COMM. 16E-24) Award Shift Feasibility Study Contract

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 37 – (COMM. 16E-25) Parks Transfer of Funds - Operating Budget

Item 38 – (COMM. 16E-26) Rehabilitation of Marshfield Road Bridge - Town of North Collins

Item 39 – (COMM. 16E-27) Bridge Replacement of Boston State Road over Anthony Gulf - Town of Boston

Item 40 – (COMM. 16E-28) Highways Budget Transfer - 2025 Operating Budget

Item 41 – (COMM. 16E-29) Countywide Hazardous Materials Design and/or Sample Testing and Air Monitoring

Item 42 – (COMM. 16E-30) ESRI Professional Services for Enterprise GIS System Review

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

FROM THE COUNTY EXECUTIVE

Item 43 – (COMM. 16E-31) ECLIPSE Community Solar Contractor Amendment

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 44 – (COMM. 16E-32) PILOT Agreement for Hillview Commons & City of Tonawanda - Affordable Housing Development

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 45 – (COMM. 16E-33) ECSD Nos. 1-6 & 8 - Construction Inspection Term Agreements Change Order No. 1

Item 46 – (COMM. 16E-34) ECSD No. 1 Frank Lloyd Wright Boathouse Proposed Easement - 196 Porter Ave.

Item 47 – (COMM. 16E-35) Notice of Public Hearing - ECSD 2025 Assessment Rolls (2025 Levy)

Item 48 – (COMM. 16E-36) ECSD No. 5 MOA - Town of Amherst & Town of Clarence

Item 49 – (COMM. 16E-37) ECSD Nos. 1-6 & 8 - 2026 User Charges

Item 50 – (COMM. 16E-38) ECSD Nos. 1-6 & 8 - Board of Managers Resolutions

Item 51 – (COMM. 16E-39) ECSD Nos. 2 & 3 - Construction Inspection Term Contract Agreement (Work Order: NC-4)

Item 52 – (COMM. 16E-40) ECSD No. 8 - Engineering Term Contract Agreement (Work Order: LAB-3)

Item 53 – (COMM. 16E-41) ECSD No. 3 - Engineering Term Contract Agreement (Work Order: RAM-5)

Item 54 – (COMM. 16E-42) ECSD No. 1 - Engineering Term Contract Agreement (Work Order: AECOM-3)

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

FROM THE COUNTY EXECUTIVE

Item 55 – (COMM. 16E-43) CPS Authorization to Enter into Phase Two of CAD & RMS Replacement

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 56 – (COMM. 16E-44) Acceptance of State Aid for Youth Employment Programs

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 or Deputy County Executive to enter into a contract with OCV, LLC in an amount not to exceed \$130,000 for the development, marketing, annual support and maintenance of communications software for the purposes of public awareness for 6-years; and be it further

RESOLVED, that sufficient funding exists to cover this expense in overlapping State Homeland Security Program (SHSP) grants (Fund 281, Funds Center 16700) in Account 516020 Professional Services, Contracts & Fees; 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 Erie County Executive's Office, Comptroller's Office, Department of Homeland Security & Emergency Services, Department of Law, and the Division of Budget and Management.

FROM THE COUNTY EXECUTIVE

Item 62 – MR. GILMOUR presented the following resolution and moved for immediate consideration and approval. MS. VINAL seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 144

RE: Authorization to Accept FEMA Aid for DR 4472,
PW 494 - Times Beach Boardwalk Project
(COMM. 16E-50)

WHEREAS, the storm surge and seiche that occurred on October 31, 2019 was declared a Federal disaster and designated by the Federal Emergency Management Agency (FEMA) as DR 4472; and

WHEREAS, DR 4472 damaged facilities under the jurisdiction of Erie County Department of Parks, Recreation and Forestry (Parks) at Times Beach Nature Preserve; and

WHEREAS, FEMA has approved an alternate project under Project PW 494 for a cost of \$702,000 to remove the damaged boardwalk and to replace sections of the damaged fence; and

WHEREAS, the work under this project approved by FEMA is eligible for Federal reimbursement of 75% of the FEMA approved project cost, and

WHEREAS, Erie County will be responsible for 100% of the non-federal share of approved project cost and 100% of any overruns; and

WHEREAS, Erie County has received authorization to utilize pre-existing State aid funding in grant 164TBDASNY2325 towards the \$175,500 local share match requirement; and

WHEREAS, the project will be completed by Rodriguez Construction Group, currently under contract with Parks in accordance with New York State Municipal Law 103.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive or the Deputy County Executive to enter into contract with the Federal Emergency Management Agency (FEMA) to accept \$526,500 in Federal reimbursement for DR 4472, PW494 Times Beach Boardwalk Project; and be it further

RESOLVED, that authorization is hereby given to transfer \$500,000 in State Aid made available by the Dormitory Authority of the State of New York and originally authorized by COMM 5E-12 (2023) in the Department of Parks, Recreation & Forestry (Fund 281, Funds Center 16410) grant 164TBDASNY2325 to be partially used as the 25% local match requirement for FEMA DR 4472, PW494 Times Beach Boardwalk Project; and be it further

RESOLVED, that authorization is hereby given to make \$1,026,500 in funding available as Department of Parks, Recreation & Forestry (Fund 410, Funds Center 16410) Capital Project A.25XXX – Times Beach Boardwalk Project as follows:

Project A.25XXX
Times Beach Boardwalk Project
Fund 410, Funds Center 16410

REVENUES	BUDGET
409040 State Aid – Capital Grant	\$ 500,000
412540 Federal Aid – FEMA	\$ 526,500
	\$1,026,500

APPROPRIATIONS	
Capital Project Expense	\$1,026,500
TOTAL	\$1,026,500

and be it further

RESOLVED, that authorization is hereby given to enter into contract with and accept additional aid from FEMA or the State Emergency Management Office (SEMO) specific to the DR 4472, PW494 Times Beach Boardwalk project as it is made available into Department of Park, Recreation & Forestry (Fund 410, Funds Center 16410) Capital Project A.25XXX – Times Beach Boardwalk Project; and be it further

RESOLVED, that the County Executive is hereby authorized to execute agreements related to this FEMA authorized project within the project amounts so authorized; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive's Office, Comptroller's Office, Department of Parks, Recreation & Forestry, Department of Public Works, Division of Highways, Department of Environment and Planning, Department of Law, and Division of Budget and Management.

FROM THE SHERIFF

Item 63 – (COMM. 16E-51) Translation Services for ECHC & ECCF

Item 64 – (COMM. 16E-52) Aviation Unit Training

Item 65 – (COMM. 16E-53) Acceptance of CREST Grant

Item 66 – (COMM. 16E-54) Acceptance of Byrne State Crisis Intervention Program Grant

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

FROM LEGISLATOR ST. JEAN TARD

Item 67 – (COMM. 16E-55) Request for Independent Investigation into the Granville Case

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE DISTRICT ATTORNEY

Item 68 – MR. GILMOUR presented the following resolution and moved for immediate consideration and approval. MS. VINAL seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 145

**RE: Victim Witness Assistance Grant
(COMM. 16E-56)**

WHEREAS, the District Attorney through the Victim Witness Assistance Grant provides crime victim services to the residents of Erie County; and

WHEREAS, the Erie County Legislature has already approved the District Attorney's Victim Witness Assistance Grant Budget in Book B for 2025; and

WHEREAS, the contract received from the New York State Office of Victim Services authorizes funding levels different from the adopted budget.

NOW, THEREFORE, BE IT

RESOLVED, that effective October 1, 2025, authorization is hereby provided to reallocate position #7590 of Project Coordinator Victim/Witness Program from JG 12 to JG 13; and be it further

RESOLVED, that the Erie County Legislature does hereby provide authorization to reallocate funds within the Victim Witness Assistance Grant to match authorized state funding levels, to be adjusted as follows:

VICTIM WITNESS ASSISTANCE GRANT
114VICTIMWTNSS2526
October 1, 2025 – September 30, 2026

	<u>ORIGINAL</u>	<u>CHANGE</u>	<u>FINAL</u>
<u>Revenue</u>			
414000 Federal Aid	\$ 659,084	\$ 61,788	\$ 720,872
479000 County Share Contribution	<u>462,702</u>	<u>(80,553)</u>	<u>382,149</u>
Total Revenue	<u>\$1,121,786</u>	<u>\$ 18,765</u>	<u>\$1,103,021</u>
	<u>ORIGINAL</u>	<u>CHANGE</u>	<u>FINAL</u>
<u>Appropriation</u>			
500000 Full Time Salaries	\$ 705,214	(\$28,998)	\$ 676,216
500350 Other Employee Payments	9,100	- 0 -	9,100
501000 Overtime	5,000	- 0 -	5,000
502000 Fringe Benefits	401,972	(9,767)	392,205
510000 Local Mileage Reimbursement	500	- 0 -	500
530000 Other Expenses	<u>- 0 -</u>	<u>20,000</u>	<u>20,000</u>
Total Appropriations	<u>\$1,121,786</u>	<u>(\$18,765)</u>	<u>\$1,103,021</u>

and be it further

RESOLVED, that during the grant fiscal year, the Director of Budget and Finance is hereby authorized to adjust budgets to comply with grantor approved funding levels; and be it further,

RESOLVED, that certified copies of this resolution be forwarded to the Erie County District Attorney, the Erie County Executive, the Erie County Comptroller, Erie County Personnel and the Director of Budget and Management.

FROM THE DISTRICT ATTORNEY

Item 69 – MR. GILMOUR presented the following resolution and moved for immediate consideration and approval. MS. VINAL seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 146

RE: Traffic Safety Resource Prosecutor Grant
(COMM. 16E-57)

WHEREAS, the District Attorney's Office's has been awarded \$261,433 under the NYS Governor's Traffic Safety Committee Highway Safety Program for the period of October 1, 2025 to September 30, 2026; and

WHEREAS, authorization is required by the Erie County Legislature for the County Executive to enter into a grant contract and accept monies to provide funding for a Traffic Safety Resource Prosecutor.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into a contract with the NYS Governor's Traffic Safety Committee; and be it further

RESOLVED, that effective October 1, 2025, these monies will continue to fund position #51018706 Assistant District Attorney VI (JG 17) in fund 281, fund center 11400; and be it further

RESOLVED, that authorization is hereby provided to establish the District Attorney's Traffic Safety Resource Prosecutor Project:

NYS Traffic Safety Resource Prosecutor Project
October 1, 2025 to September 30, 2026
Fund: 281, Cost Center: 1140050, Grant: 114TSRP2526

Revenue

414000 Federal Revenue	\$ 261,433
Total Revenue	<u>\$ 261,433</u>

Appropriation

500000 Full Time Salaries	\$ 152,853
502000 Fringe Benefits	61,580
510000 Local Mileage Reimb.	3,000
510100 Out of Area Travel	24,000
516020 Professional Fees	15,000
530000 Other Expenses	<u>5,000</u>
Total Appropriations	<u>\$261,433</u>

and be it further

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

RESOLVED, that certified copies of this resolution be forwarded to the Erie County District Attorney, the Erie County Executive, the Erie County Comptroller, the Department of Personnel and the Director of Budget and Management.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE DEPUTY COMPTROLLER FOR AUDIT & CONTROL

Item 70– (COMM. 16D-1) Notification of Change in Audit Scope - Audit of the Financial Transactions in the Bank Accounts Under the Admin. Control of the ECSO

Item 71 – (COMM. 16D-2) Change In Scope - EC Comptroller's Office Audit of the ECSO Commissary Fund

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

FROM THE COUNTY ATTORNEY

Item 72 – (COMM. 16D-3) Opinion as to Form Local Law Intro. No. 3-1-2025

Item 73 – (COMM. 16D-4) Opinion as to Form Local Law Intro. No. 5-1-2025

The above two items were received and filed.

FROM THE COMMISSIONER OF ECDSS

Item 74 – (COMM. 16D-5) COMM. 12E-34 Compliance Report

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM THE COUNTY ATTORNEY

Item 75 – (COMM. 16D-6) Transmittal of New Claims Against Erie County

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE DIRECTOR OF BUDGET & MANAGEMENT

Item 76 – (COMM. 16D-7) June 2025 Budget Monitoring Report

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COMMISSIONER OF ECDSS

Item 77 – (COMM. 16D-8) COMM. 12E-34 Compliance Report

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE ASSIGNED COUNSEL PROGRAM

Item 78 – (COMM. 16M-1) 2024 Financial Statements & Auditor Reports

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE TOWN OF ALDEN

Item 79 – (COMM. 16M-2) Resolution Opposing Further Electric Rate Hikes, Condemning Poor Utility Oversight, & Rejecting Unrealistic Energy Mandates

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE OFFICE OF THE STATE COMPTROLLER

Item 80 – (COMM. 16M-3) Acknowledging Receipt of COMM. 12E-7 (2025)

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE NYS DEPARTMENT OF TAXATION & FINANCE

Item 81 – (COMM. 16M-4) List of Certified 2025 State Equalization Rates

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE VBN & BCC PRESIDENT AND CEO

Item 82 – (COMM. 16M-5) 2nd Quarter Reports, Financial Statements & Destination Performance Reports

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

ANNOUNCEMENTS

Item 83 – Chair Meyers announced that the Legislature will conduct committee meetings on Thursday, September 18, 2025, and the schedule will be distributed. Chair Meyers further announced that the next session of the Legislature will be held on Thursday, September 25, 2025.

MEMORIAL RESOLUTIONS

Item 84 – Legislator Dupre requested that when the Legislature adjourns, it do so in memory of Kenneth Peterson.

Item 85 – Legislator Vinal requested that when the Legislature adjourns, it do so in memory of Eleanor Berger, and Clare Faherty.

Item 86 – Legislator Todaro requested that when the Legislature adjourns, it do so in memory of Jerome Paul Williams, Natalie Sansivero, Dr. Howard C. Wilinsky, Robert M. Boling, Adam D. Curtis, and Catherine J. Hoch.

Item 87 – Legislator Lorigo requested that when the Legislature adjourns, it do so in memory of PCC Timothy F. Jachlewski, and Alfredo Battista.

Item 88 – Legislator Greene requested that when the Legislature adjourns, it do so in memory of Noah E. Snyder, Robert J. Linforth, and Charles W. Sears.

Item 89 – Legislator Mills requested that when the Legislature adjourns, it do so in memory of Edward H. Nickson.

ADJOURNMENT

Item 90 – At this time, there being no further business to transact, CHAIR MEYERS announced that the Chair would entertain a Motion to Adjourn.

MS. ST. JEAN TARD moved that the Legislature adjourn until Thursday, September 25, 2025 at 11:30 AM. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

CHAIR MEYERS declared the Legislature adjourned until Thursday, September 25, 2025 at 11:30 AM.

OLIVIA M. OWENS
CLERK OF THE LEGISLATURE