



THE ERIE COUNTY LEGISLATURE

Session No. 2
January 26, 2012

Betty Jean Grant
Chair

Thomas J. Mazur
Majority Leader

John J. Mills
Minority Leader

Robert M. Graber
Clerk of the Legislature

ROLL CALL

INVOCATION – Mr. Hogues

PLEDGE OF ALLEGIANCE – Mr. Rath

TABLED ITEMS

- Rules of the Legislature for 2012

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

MARINELLI	Memorial Resolution Honoring Nancy A. Gallagher
MAZUR	Honoring the Life of Dr. Richard Judelsohn
HARDWICK	Honoring the Lives of John Paul King Baron, Deborah Cellar, Steven M. Majewicz, Sally Richard, John R. MacNeil, Robert E. Hooper, Jr., Marion D. Armesto, John C. Bihary, Herbert Rowswell, Shannon Peters, Barbara A. Spaulding, Harold R. Mueller, Kenneth Tollner, Marjorie R. Costello & Bernard Vanderbles
GRANT	Congratulating Eva M. Doyle Who Gave 30 Years of Dedicated Service to the Children of the Buffalo Public Schools
MARINELLI	Congratulating ECC Professor Nathan N. Witkowski for the Enforcement of Industrial Technology Programming at the College
MAZUR	Congratulating Joel Thomas on the Naming of the SPCA "Living with Wildlife" Education Program in His Honor
GRANT	Honoring Kevin Powell as an Intellectual Giant Whose Love for Activism & Empowering People is Both Selfless & Praiseworthy
RATH	Honoring the Amherst Center for Senior Services for 50 Years of Dedicated Service
RATH	Celebrating National "No Name-Calling Week" January 23-27, 2012

LOCAL LAWS:

REFERENCE:

LL INT. 7-1 10/13/2011	WALTER & RATH	A LL to Prohibit Cyber-Bullying in EC	Public Safety
LL INT. 8-1 10/18/2011	KOZUB, MILLER- WILLIAMS, BOVE & WHALEN	A LL Entitled "Prohibiting the Use of Hydraulic Fracturing as a Method for Extraction of Natural Gas or Oil in EC" in Relation to Preventing the Use of Hydraulic Fracturing (Commonly Known as Hydro-Fracking within EC)	Energy & Environment
LL INT. 10-1 11/23/2011	RATH	A LL to Prohibit Cyber-Bullying in EC	Public Safety
LL INT. 11-1 12/29/2011	KOZUB	A LL to Create Exclusion Zones & Prohibition of Certain Employment- Related Activities by Sex Offenders in EC	Public Safety

COMMITTEE REPORTS:

REPORT NO. 1 HEALTH & HUMAN SERVICES COMMITTEE

REPORT NO. 1 COMMUNITY ENRICHMENT COMMITTEE

REPORT NO. 1 ECONOMIC DEVELOPMENT COMMITTEE

REPORT NO. 1 GOVERNMENT AFFAIRS COMMITTEE

REPORT NO. 1 ENERGY & ENVIRONMENT COMMITTEE

REPORT NO. 1 PUBLIC SAFETY COMMITTEE

REPORT NO. 1 FINANCE & MANAGEMENT COMMITTEE

LEGISLATOR RESOLUTIONS:

REFERENCE:

INTRO 2-1	GRANT, MAZUR, HOGUES, MARINELLI, LOUGHRAN & McCRACKEN	Opposing the Addition of a 63rd Senate Seat to the NYS Senate
INTRO 2-2	GRANT, MAZUR, HOGUES, LOUGHRAN & McCRACKEN	Requesting that Niagara County Share a Portion of Its County Sales Tax with the NFTA

INTRO 2-3	GRANT, MAZUR, HOGUES, LOUGHRAN & McCRACKEN	Supporting the Countywide Initiative of PUSH Buffalo to Expand Its Job Creation Efforts & Energy Efficiency Program for Homeowners
INTRO 2-4	GRANT, MAZUR, MILLS, HOGUES, MARINELLI, LOUGHRAN, McCRACKEN & DIXON	Legislature Recommendation for Reappointment to the NFTA Board of Commissioners
INTRO 2-5	GRANT	Requesting that the FCC Change Its Outdated Rules of NFL Blackouts that are Unfair to Buffalo Bills Fans
INTRO 2-6	GRANT	Legislature Departmental Personnel Adjustments
INTRO 2-7	MILLS, RATH, DIXON, HARDWICK & LORIGO	Supporting NYS Assumption of the Local Share of Medicaid
INTRO 2-8	LORIGO	Transfer of Surplus Property to the Town of West Seneca
INTRO 2-9	MILLS, RATH, DIXON, HARDWICK & LORIGO	Requesting Information Regarding Legal Settlements

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

SUSPENSION OF THE RULES:

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE:

COMM. 2E-1	COUNTY EXECUTIVE	Appointment of EC Commissioner of Health	
COMM. 2E-2	COUNTY EXECUTIVE	Appointment of EC Commissioner of Public Works	
COMM. 2E-3	MAZUR	Lease Agreement for Legislative Office Space	
COMM. 2E-4	GRANT	Designation of Member to Serve on Central Police Services Board of Trustees	RFP
COMM. 2E-5	GRANT	Designation of Open Meetings Advisor	RFP
COMM. 2E-6	COUNTY EXECUTIVE	Appointment of EC Director of Workforce Development & Executive Director, Buffalo & EC Workforce Investment Board	Economic Development
COMM. 2E-7	GRANT	Information Materials from the Center for Employment Opportunities Entitled "CEO Breaks Down Barriers to Employment"	Economic Development
COMM. 2E-8	MARINELLI	Lease Agreement for Legislative Office Space	
COMM. 2E-9	COUNTY EXECUTIVE	OPEN ITEM/PLACEHOLDER - Re-Occurring Bond Authorization	Energy & Environment
COMM. 2E-10	COUNTY EXECUTIVE	ECSD No. 2 - Drainage Easement Between EC & the Town of Eden	Energy & Environment
COMM. 2E-11	COUNTY EXECUTIVE	ECSD No. 3 - Contract Close Out	Energy & Environment
COMM. 2E-12	COUNTY EXECUTIVE	ECSD No. 4 - Engineer Term Agreement - URS Corporation	Energy & Environment
COMM. 2E-13	COUNTY EXECUTIVE	ECSD No. 4 - Change Order No. 1	Energy & Environment
COMM. 2E-14	COUNTY EXECUTIVE	ECSD Nos. 1, 4 & 5 - Engineer Term Agreement - LiRo Engineers, Inc.	Energy & Environment
COMM. 2E-15	COUNTY EXECUTIVE	2012 Annual Action Plan for the Community Development, Emergency Solutions & Home Investment Partnership Programs	Economic Development
COMM. 2E-16	COUNTY EXECUTIVE	Federal Aid Project Agreement - NYSDOT - Evans Multi-Use Pathway - Phase 2	Economic Development

COMM. 2E-17	COUNTY EXECUTIVE	Payment in Lieu of Taxes (PILOT) Agreement for White's Livery Apartments - Affordable Housing Development	Finance & Management
COMM. 2E-18	COUNTY EXECUTIVE	Renaming of the EC Ontario Street Boat Launch & Cornelius Creek Park to Black Rock Canal Park	Economic Development
COMM. 2E-19	COUNTY EXECUTIVE	State Municipal Waste Reduction & Recycling Grant	Energy & Environment
COMM. 2E-20	COUNTY EXECUTIVE	WNY Stormwater Coalition: MS4 Assistance Project Grant Budget Revisions	
COMM. 2E-21	COUNTY EXECUTIVE	WNY Stormwater Coalition: MS4 Mapping Project	Energy & Environment
COMM. 2E-22	COUNTY EXECUTIVE	Acceptance of GTSC Ignition Interlock Device Monitoring Program from NYS DCJS	Public Safety
COMM. 2E-23	COUNTY EXECUTIVE	Acceptance of Local Government Record Management Improvement Fund	Government Affairs
COMM. 2E-24	COUNTY EXECUTIVE	Creation of Three Probation Assistant Positions within the Probation Department	Public Safety
COMM. 2E-25	COUNTY EXECUTIVE	Buffalo & EC Central Library - New ADA Elevators	Community Enrichment
COMM. 2E-26	COUNTY EXECUTIVE	ECC City Campus - Burt Flickinger Athletic Facility - Roof Top Equipment & Roof Replacement	
COMM. 2E-27	COUNTY EXECUTIVE	Old County Hall & EC Court Building Exterior Waterproofing & Improvements	
COMM. 2E-28	COUNTY EXECUTIVE	Ralph Wilson Stadium - 2011 Miscellaneous Improvements - Phase II - A/E Fees	
COMM. 2E-29	COUNTY EXECUTIVE	Authorization to Add a Dining Site	Health & Human Services
COMM. 2E-30	COUNTY EXECUTIVE	Authorization to Contract for Geriatric Counseling to Caregivers	Health & Human Services
COMM. 2E-31	COUNTY EXECUTIVE	Authorization to Contract for Operation of a Congregate Dining Site	Health & Human Services
COMM. 2E-32	COUNTY EXECUTIVE	Establish MIPPA/ADRC Grant Budget	Health & Human Services

COMM. 2E-33	COUNTY EXECUTIVE	Revise AAATRAN Grant	Health & Human Services
COMM. 2E-34	COUNTY EXECUTIVE	Revise Congregate Dining Program Grant Budget	Health & Human Services
COMM. 2E-35	DISTRICT ATTORNEY	Variable Minimum Authorization	

COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE:

COMM. 2D-1	COUNTY ATTORNEY	Notice of Filing: Local Law Intro. No. 2-2011	R&F
COMM. 2D-2	COUNTY ATTORNEY	Transmittal of New Claims Against EC	Government Affairs
COMM. 2D-3	DIRECTOR OF BUDGET & MANAGEMENT	Copy of November 2011 Budget Monitoring Report	Finance & Management
COMM. 2D-4	COUNTY ATTORNEY	Transmittal of New Claims Against EC	Government Affairs
COMM. 2D-5	COUNTY ATTORNEY	Transmittal of New Claims Against EC	Government Affairs
COMM. 2D-6	DEPARTMENT OF ENVIRONMENT & PLANNING	Geneva Road Sanitary Sewer Extension - SEQR Notification	Energy & Environment

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:

REFERENCE:

COMM. 2M-1	NYSDEC	Brownfield Cleanup Program Application from F.L.C. 50 High Street Corporation, Kaleida Properties, Inc. & Kaleida Health for a Site Known as the Former Mobil Service Station	Energy & Environment
COMM. 2M-2	EL MUSEO	2012 Budget Accountability Act Submission	Community Enrichment
COMM. 2M-3	ALBRIGHT KNOX ART GALLERY	2012 Budget Accountability Act Submission	Community Enrichment
COMM. 2M-4	ALLEYWAY THEATRE	2012 Budget Accountability Act Submission	Community Enrichment
COMM. 2M-5	NYS SENATOR GALLIVAN	Receipt of Resolution Dated for 12/8/2011	R&F
COMM. 2M-6	NYS DEPARTMENT OF AGRICULTURE & MARKETS	Letter to Clerk of Legislature Concerning Agricultural District No. 1	Energy & Environment
COMM. 2M-7	BUFFALO & EC PUBLIC LIBRARY SYSTEM	2012 Cultural Organization Data Response Sheet	Community Enrichment

COMM. 2M-8	NYSDEC	Fact Sheet: NYSDEC Certifies Cleanup Requirements Achieved at Buffalo Color Corp. Area E - Buffalo, NY	Energy & Environment
COMM. 2M-9	BUFFALO MUSEUM OF SCIENCE	2012 Budget Accountability Act Submission	Community Enrichment
COMM. 2M-10	NYSDEC	Fact Sheet: Buffalo Brownfield Opportunities	Energy & Environment
COMM. 2M-11	NYSDEC	Fact Sheet: Buffalo River Corridor	Energy & Environment
COMM. 2M-12	NYSDEC	Fact Sheet: Buffalo Harbor	Energy & Environment
COMM. 2M-13	NYSDEC	Fact Sheet: Tonawanda Street Corridor	Energy & Environment
COMM. 2M-14	BOTANICAL GARDENS	Letter to Legislator Marinelli Concerning 2012 Operational Funding	Community Enrichment
COMM. 2M-15	NYSDEC	Public Notice: Inactive Hazardous Waste Disposal Site Classification Notice - Buffalo Lakeside Commerce Park - Parcel 4	Energy & Environment
COMM. 2M-16	BUFFALO & EC PUBLIC LIBRARY SYSTEM	Copy of Proposed Agenda for Meeting Held 1/19/2012	Community Enrichment
COMM. 2M-17	EXPLORE & MORE CHILDREN'S MUSEUM	2012 Cultural Organization Data Response Sheet	Community Enrichment
COMM. 2M-18	EXPLORE & MORE CHILDREN'S MUSEUM	2012 Budget Accountability Act Submission	Community Enrichment
COMM. 2M-19	ALLEYWAY THEATRE	2012 Cultural Organization Data Response Sheet	Community Enrichment
COMM. 2M-20	JAMES J. EAGAN	Letter to Chair Grant Concerning Reappointment to NFTA Board of Commissioners	Economic Development
COMM. 2M-21	BUFFALO NIAGARA CONVENTION/VISITORS BUREAU INC.	2012 Cultural Organization Data Response Sheet	Community Enrichment
COMM. 2M-22	BUFFALO PHILHARMONIC ORCHESTRA	2012 Cultural Organization Data Response Sheet	Community Enrichment
COMM. 2M-23	MARTIN HOUSE RESTORATION CORPORATION	2012 Budget Accountability Act Submission	Community Enrichment

COMM. 2M-24	TONAWANDA TOWN CLERK	Copy of Resolution Requesting the County of Erie to Make Direct Payment to the Town of Tonawanda, the Town's Portion of the Sales Tax Revenue	Finance & Management
COMM. 2M-25	NYS SENATOR KENNEDY	NFTA Assistance Request	Economic Development
COMM. 2M-26	GRAYCLIFF CONSERVANCY, INC.	2012 Cultural Organization Data Response Sheet	Community Enrichment
COMM. 2M-27	NYSDEC	Fact Sheet: Investigation to Begin at State Superfund Site - Vibratex Inc. - Buffalo, NY	Energy & Environment
COMM. 2M-28	ZOOLOGICAL SOCIETY OF BUFFALO, INC.	2012 Cultural Organization Data Response Sheet	Community Enrichment

ANNOUNCEMENTS:

MEMORIAL RESOLUTIONS:

ADJOURNMENT: