



# THE ERIE COUNTY LEGISLATURE

Session No. 9

May 9, 2013

Betty Jean Grant  
*Chair*

Thomas J. Mazur  
*Majority Leader*

John J. Mills  
*Minority Leader*

Robert M. Graber  
*Clerk of the Legislature*

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## ROLL CALL

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INVOCATION – Ms. Dixon

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PLEDGE OF ALLEGIANCE – Ms. Marinelli

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## TABLED ITEMS

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ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

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MINUTES OF PREVIOUS MEETING

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PUBLIC HEARING

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## MISCELLANEOUS RESOLUTIONS:

RATH	<a href="#">Recognizing and Acknowledging Margaret Kiesel's Commitment to Education and Children in Western New York</a>
LORIGO	<a href="#">Recognizing National Emergency Medical Services Week</a>
MARINELLI & MAZUR	Remembering the Life of Barbara E. Pigeon
MILLS	<a href="#">Congratulating Coach Gene Tundo, Who has Led the Orchard Park High School Quakers Lacrosse Team for 33 Years, on His 500th Career Win</a>
MAZUR, HOGUES & MARINELLI	Remembering the Life of Dorothy Malczewski, the Butter Lamb Lady of the Broadway Market
GRANT, MAZUR & MARINELLI	Congratulating Buffalo Gateway Show Chorus – One of the Top 10 Female Barbershop Choruses in the World – on Winning the Blue Ribbon at the Lake Ontario Sweet Adelines Region 16 Competition in Syracuse, NY on April 20, 2013
DIXON	<a href="#">Honoring Betty Newell on her Retirement as President of the Hamburg Chamber of Commerce</a>
HARDWICK	<a href="#">Honoring Michael McInnis for His Service and Dedication to the Baseball Program of the City of Tonawanda</a>
HARDWICK	<a href="#">Honoring The Grand Island Fire Department on its 75th Anniversary</a>
LORIGO	<a href="#">Honoring The Greater East Aurora 2013 Chamber's Choice Award Recipient Casey Smith</a>
GRANT & HOGUES	Welcoming the 65th Annual 2nd District Conference of Omega Psi Phi Fraternity to Buffalo from May 2nd to 5th, 2013

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GRANT, MAZUR, HOGUES, MARINELLI, LOUGHRAN & McCRACKEN	Recognizing the Grand Opening of the Veterans One-Stop Center of WNY on April 29, 2013
GRANT, MAZUR, HOGUES, MARINELLI, LOUGHRAN & McCRACKEN	Commemorating WNY Armed Forces Week (May 5-11, 2013)
GRANT, MAZUR, HOGUES, MARINELLI, LOUGHRAN & McCRACKEN	Commending WNY-JCF (Western New York-Joining Community Forces) for Its Advocacy on Behalf of Military Families
GRANT, MAZUR, HOGUES, MARINELLI, LOUGHRAN & McCRACKEN	Commending the Family Support Center of the 74th Regimental Armory on Connecticut Street for Its Advocacy on Behalf of Military Families
GRANT, MAZUR, HOGUES & MARINELLI	Celebrating National Nurses Week (May 6-12, 2013)
McCRACKEN	Remembering the Life of John E. Coleman of Lancaster
RATH	<a href="#">Celebrating a 40-Year Partnership Between the Salvation Army and Tops Friendly Markets to Help Eradicate Hunger &amp; Improve the Quality of Life of Children &amp; Families in WNY</a>

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**LOCAL LAWS:**

**REFERENCE:**

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<a href="#">LL INT. 1-1</a> 3/27/2012	McCRACKEN, GRANT, MAZUR, HOGUES, MARINELLI & LOUGHRAN	A LL to Establish "An Animal Abuse Registry in EC"	Energy & Environment
<a href="#">LL INT. 3-1</a> 10/9/2012	HARDWICK, MARINELLI & HOGUES	A LL to Provide Predictable Funding for the Buffalo & EC Library	Community Enrichment
<a href="#">LL INT. 1-1</a> 2/8/2013	McCRACKEN, GRANT, MAZUR, MARINELLI, LOUGHRAN & HOGUES	A LL to Establish "An Animal Abuse Registry in EC"	Energy & Environment
<a href="#">LL INT. 2-1</a> 3/19/2013	LORIGO	A LL Establishing a Residency Requirement for Employees of EC	Government Affairs

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**COMMITTEE REPORTS:**

[REPORT NO. 7](#) HEALTH & HUMAN SERVICES COMMITTEE

[REPORT NO. 4](#) MINORITY & WOMEN BUSINESS ENTERPRISE COMMITTEE

[REPORT NO. 7](#) ENERGY & ENVIRONMENT COMMITTEE

[REPORT NO. 7](#) PUBLIC SAFETY COMMITTEE

[REPORT NO. 6](#) FINANCE & MANAGEMENT COMMITTEE

[REPORT NO. 8](#) ECONOMIC DEVELOPMENT COMMITTEE

[REPORT NO. 8](#) COMMUNITY ENRICHMENT COMMITTEE

**LEGISLATOR RESOLUTIONS:**

**REFERENCE:**

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[INTRO 9-1](#) HOGUES Supporting the NFTA's Application for a Department of Homeland Security Transit Security Grant for FY 2013

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[INTRO 9-2](#) McCracken Requesting Commissioner of Agriculture and Markets to Extend Review Dates for Agricultural District Number 15

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[INTRO 9-3](#) MARINELLI Urging the New York State Legislature and Governor to Develop a Multi-Year Plan to Restore State Aid to Community Colleges as Set Forth in NYS Education Law

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[INTRO 9-4](#) DIXON, LORIGO, GRANT, MAZUR, MILLS, HOGUES, MARINELLI, HARDWICK, LOUGHRAN, RATH & McCracken Expressing Support for NYS S.530/A.2623 - Jay J.'s Law - to Increase the Criminal Penalty for Repeat Child Abusers

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[INTRO 9-5](#) DIXON Expressing Support for New York State Assembly Bill 4995-A, in Part Prohibiting Sex Offenders from Being Hired for Positions Involving Substantial Contact with Children

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[INTRO 9-6](#) HARDWICK & RATH Expressing Support for NYS A.5392/S.2214, Amending the New York State Constitution to Permit a Recall Election

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[INTRO 9-7](#) MAZUR Calling on the NYS Legislature and Governor to Update the Real Property Tax Law to Clearly Include Fiber Optic Cable in the Value of Outside Plant for the Purposes of Maintaining Current Revenue Assessments on Corporate Property

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**COMMUNICATIONS DISCHARGED FROM COMMITTEE:**

**SUSPENSION OF THE RULES:**

**COMMUNICATIONS FROM ELECTED OFFICIALS:**

**REFERENCE:**

<a href="#">COMM. 9E-1</a>	COUNTY EXECUTIVE	Golf Course User Fees	Energy & Environment
<a href="#">COMM. 9E-2</a>	COUNTY EXECUTIVE	Appointments to the Environmental Management Council	Energy & Environment
<a href="#">COMM. 9E-3</a>	COUNTY EXECUTIVE	Probation - Equipment Replacement Purchase of Computers & Vehicle	Public Safety
<a href="#">COMM. 9E-4</a>	COUNTY EXECUTIVE	Correctional Facility - 2013 Six Bay Security Upgrades	Public Safety
<a href="#">COMM. 9E-5</a>	COUNTY EXECUTIVE	First Amendatory Agreement - Commercial Center Improvement Program - Architectural Services	Economic Development
<a href="#">COMM. 9E-6</a>	COUNTY EXECUTIVE	EC Sewer District No. 4 - Lancaster - Intermunicipal Agreement Amendment & Close Out	Energy & Environment
<a href="#">COMM. 9E-7</a>	COUNTY EXECUTIVE	Authorize Sale of County-Owned Property Sold at Public Auction	Finance & Management
<a href="#">COMM. 9E-8</a>	COUNTY EXECUTIVE	Right-of-Way Acquisition - Reconstruction of Penora St. Phase II - Como Park Blvd. to Broadway, Lancaster	Economic Development
<a href="#">COMM. 9E-9</a>	COUNTY EXECUTIVE	Stony Rd., Design/Rehabilitation, Lancaster	Economic Development

<a href="#">COMM. 9E-10</a>	COUNTY EXECUTIVE	Ralph Wilson Stadium - 2013 - Annual Capital Improvement Project	Economic Development
<a href="#">COMM. 9E-11</a>	COUNTY EXECUTIVE	Allocation of Solid Waste Management Board Funding to the Waste Reduction & Recycling Coordination Grant	Energy & Environment
<a href="#">COMM. 9E-12</a>	COUNTY CLERK	Replenishment of E-Z Pass Tags	Government Affairs
<a href="#">COMM. 9E-13</a>	COMPTROLLER	Interim Financial Report for Three-Month Period Ending 3/31/13	Finance & Management
<a href="#">COMM. 9E-14</a>	COMPTROLLER	Audited Financial Statements & Management Letter for ECC, Fiscal Year Ending 8/21/12	Finance & Management
<a href="#">COMM. 9E-15</a>	COMPTROLLER	Amendment Clock-In to COMM. 8E-5 (2013), "2012 Year-End Financials Placeholder Request" - Amended in FM Committee 5/2/13	R&F

**COMMUNICATIONS FROM THE DEPARTMENTS:**

**REFERENCE:**

<a href="#">COMM. 9D-1</a>	COUNTY ATTORNEY	Notice of Claims Against Erie County	Government Affairs
<a href="#">COMM. 9D-2</a>	DIRECTOR OF BUDGET & MANAGEMENT	Budget Monitoring Report for Period Ending March 2013	Finance & Management
<a href="#">COMM. 9D-3</a>	DEPUTY COUNTY EXECUTIVE	Final Changes to Buffalo Bills Lease Document	Economic Development

**COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:**

**REFERENCE:**

<a href="#">COMM. 9M-1</a>	PRESIDENT, TEAMSTERS LOCAL UNION NO. 264	Recommendation for Appointment to EC Community Corrections Advisory Board	Public Safety
<a href="#">COMM. 9M-2</a>	ECIDA	Financial Statements as of 12/31/12	Economic Development
<a href="#">COMM. 9M-3</a>	NFTA	Annual Operating Budget for Fiscal Year Ending 3/31/14, and Revised Five-Year Capital Plan	Economic Development
<a href="#">COMM. 9M-4</a>	NIKE, MAY 2013	Article Titled, "An Analysis of Governor Cuomo's 10-Point Women's Equality Act"	Health & Human Services

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<a href="#">COMM. 9M-5</a>	ERWIN ZAFIR, MANAGING MEMBER, KEY SUCCESS, LLC	Copy of Letter to Mayor Brown Concerning Future of Key Center at Fountain Plaza	Economic Development
<a href="#">COMM. 9M-6</a>	ASSIGNED COUNSEL PROGRAM	Quarterly Report for First Quarter of 2013	Government Affairs
<a href="#">COMM. 9M-7</a>	PAUL WOLF	Creating An Open Government Advisory Board	Government Affairs
<a href="#">COMM. 9M-8</a>	NFTA	NFTA Metro System, Inc. Actual Cash Flow (4/1/12 - 3/31/13) and Projected Cash Flow (4/1/13 - 3/31/14) Statements	Economic Development
<a href="#">COMM. 9M-9</a>	NYS DEPT. OF AGRICULTURE & MARKETS	Letter to Legislature Granting Extension Requests for Erie County Agricultural District Nos. 2, 4 & 15	Energy & Environment
<a href="#">COMM. 9M-10</a>	EC MINORITY & WOMEN BUSINESS ENTERPRISES UTILIZATION ADVISORY BOARD	Minutes of Meeting Held 3/25/13	Minority & Women Business Enterprise Committee

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**ANNOUNCEMENTS:**

**MEMORIAL RESOLUTIONS:**

**ADJOURNMENT:**