



THE ERIE COUNTY LEGISLATURE

Session No. 2
January 24, 2013

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 2013
- Designation of Newspapers

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

MAZUR	Remembering the Life of Town of Cheektowaga Community Leader Raymond V. Full
McCRACKEN	Honoring Albert E. Martin on the Occasion of His Retirement Following 40 Years of Service on the Lancaster Public Library Board of Trustees (1972 - 2012)
MARINELLI	Congratulating Dan Wiles on His Retirement as Director of Youth, Parks & Recreation for the Town of Tonawanda
GRANT, MAZUR & MILLS	Recognizing & Commending Colonel David W. Sutherland (RET.), United States Army, on Inspiring the Mission & Work of VALER4Valor through the Publication of the "Sea of Goodwill" White Papers
HARDWICK	Honoring Daniel J. Wiles on His Retirement from the Town of Tonawanda Youth, Parks & Recreation Department
HARDWICK	Honoring Norman R. McCombs Upon Receiving the National Medal of Technology & Innovation
HARDWICK	Honoring Captain Lori Rank Upon Her Retirement from the City of Tonawanda Police Department
HARDWICK	Honoring Lt. Patrick Rank Upon His Retirement from the City of Tonawanda Police Department
HARDWICK	Honoring Officer Michael Kenny Upon His Retirement from the City of Tonawanda Police Department
MILLS	Congratulating Andrew Benz, Orchard Park Chief of Police, Retiring after 25 Years of Service

HOGUES	Honoring David T. Hore on Being Named "Citizen of the Month for January 2013" by the EC Legislature
DIXON	Congratulating Ed Kilgore on His 40 Years in Broadcasting
MAZUR	Memorial Resolution Honoring Marie W. Cannon
MAZUR	In Remembrance of Mersedea Miller

LOCAL LAWS:

REFERENCE:

LL INT. 1-1 3/27/2012	McCRACKEN, GRANT, MAZUR, HOGUES, MARINELLI & LOUGHRAN	A LL to Establish "An Animal Abuse Registry in EC"	Energy & Environment
LL INT. 3-1 10/9/2012	HARDWICK, MARINELLI & HOGUES	A LL to Provide Predictable Funding for the Buffalo & EC Library	Community Enrichment

COMMITTEE REPORTS:

[REPORT NO. 1](#) COMMUNITY ENRICHMENT COMMITTEE

[REPORT NO. 1](#) GOVERNMENT AFFAIRS COMMITTEE

[REPORT NO. 1](#) ECONOMIC DEVELOPMENT COMMITTEE

LEGISLATOR RESOLUTIONS:

REFERENCE:

INTRO 2-1	McCRACKEN	Requesting Commissioner of Agriculture & Markets to Extend Review Dates of Agricultural Districts 2 & 4
INTRO 2-2	GRANT & HOGUES	Telephone Fund in Sheriff's Division of Jail Management
INTRO 2-3	GRANT	EC Citizens' Budget Review Commission
INTRO 2-4	GRANT, MAZUR, MILLS, HOGUES, MARINELLI, HARDWICK, LOUGHRAN, RATH, McCRACKEN, DIXON & LORIGO	Requesting that the Inspector General of the U.S. Department of Veterans Affairs Investigate the Reuse of Insulin Pens at the VA of WNY Healthcare System
INTRO 2-5	DIXON	Transferring Ridge Road in the City of Lackawanna to NYS
INTRO 2-6	RATH	Supporting the Use of E911 Surcharge Funds for Their Intended Purposes

INTRO 2-7	DIXON	Requesting Limitations on Secret Settlements
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COMMUNICATIONS DISCHARGED FROM COMMITTEE:

SUSPENSION OF THE RULES:

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE:

COMM. 2E-1	COMPTROLLER	Letter Concerning EC's Cash Position, 12/31/2012 & Beyond	Finance & Management
COMM. 2E-2	COUNTY EXECUTIVE	Appointment to ECC Board of Trustees	Community Enrichment
COMM. 2E-3	GRANT	2013 Schedule of Legislative Sessions - Invocation & Pledge Schedule	RFP
COMM. 2E-4	LORIGO	Letter to Chair of Legislature Concerning Special Session Request	Public Safety
COMM. 2E-5	GRANT	Policies & Procedures for 2013	RFP
COMM. 2E-6	MARINELLI	Copy of United Way Needs Assessment	Health & Human Services
COMM. 2E-7	COMPTROLLER	Reorganization of the Office of the Comptroller	Government Affairs
COMM. 2E-8	COUNTY CLERK	Cheektowaga Auto Bureau - Emergency Repair	Government Affairs
COMM. 2E-9	COUNTY EXECUTIVE	Foreclosure Pursuant to the In Rem Provisions of the EC Tax Act, In Rem Action No. 161	Finance & Management
COMM. 2E-10	COUNTY EXECUTIVE	Conveyance of Excess Highway Property - Union Road, Town of Cheektowaga	Economic Development
COMM. 2E-11	COUNTY EXECUTIVE	Environmental Compliance - Expedited Fuel Tank Repairs & Removals	Energy & Environment

COMM. 2E-12	COUNTY EXECUTIVE	ECSDs - NYS Water Pollution Control - Revolving Loan Program	Energy & Environment
COMM. 2E-13	COUNTY EXECUTIVE	ECSD No. 8 - Proposed Reed Hill Subdivision Extension - EC Sewer Agency Report	Energy & Environment
COMM. 2E-14	COUNTY EXECUTIVE	ECSD No. 3 - Engineering Agreement Close-Out - A/E Agreement - Parsons Engineering of NY Inc.	Energy & Environment
COMM. 2E-15	COUNTY EXECUTIVE	Department of Social Services - Catholic Charities - Closing the Gap Contract	Health & Human Services
COMM. 2E-16	COUNTY EXECUTIVE	2013 Annual Action Plan for the Community Development, Emergency Solutions & Home Improvement Partnership Programs	Economic Development
COMM. 2E-17	COUNTY EXECUTIVE	Botanical Gardens - No. 6 Fuel Oil Tank Removal	Energy & Environment
COMM. 2E-18	COUNTY EXECUTIVE	Appointment/Reappointments to the EC Fisheries Advisory Board	Energy & Environment
COMM. 2E-19	COUNTY EXECUTIVE	Assembly & Senate Bill Request for Legislation Authorization Extension of Additional 1.0% & 0.75% Sales & Compensating Use Tax	
COMM. 2E-20	COUNTY EXECUTIVE	WNY Stormwater Coalition Coordinator Civil Service Title Change & Upgrade	Energy & Environment
COMM. 2E-21	COUNTY EXECUTIVE	ECSD No. 2 - Modification of Plans (2012)	Energy & Environment
<u>COMMUNICATIONS FROM THE DEPARTMENTS:</u>			<u>REFERENCE:</u>
COMM. 2D-1	DIRECTOR OF BUDGET & MANAGEMENT	Letter Concerning EC's Cash Position	Finance & Management
COMM. 2D-2	DIRECTOR OF BUDGET & MANAGEMENT	Memorandum Concerning EC's Cash Flow Impact of Teamsters & CSEA Correction Officers Contract	Finance & Management
COMM. 2D-3	COMMISSIONER OF ENVIRONMENT & PLANNING	Letter to Chair of Government Affairs Committee Requesting to Appear Before the Committee Concerning Buffalo Erie Niagara Land Improvement Corporation	Government Affairs
COMM. 2D-4	DIRECTOR OF BUDGET & MANAGEMENT	Letter Concerning EC's Cash Flow & Budget	Finance & Management
COMM. 2D-5	COMPTROLLER'S OFFICE	Quality Assurance Review - Division of Audit & Control	Finance & Management

COMM. 2D-6	COMPTROLLER'S OFFICE	Review of the EC Office of Comptroller Accounting/Fiscal Division	Finance & Management
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<u>COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:</u>			<u>REFERENCE:</u>
COMM. 2M-1	WEST SENECA TOWN BOARD	Copy of Resolution Supporting "Phoenix's Law"	Energy & Environment
COMM. 2M-2	NYSDEC	Letter Concerning the Dissolve of the Region 9 Forest Practice Board	Energy & Environment
COMM. 2M-3	BUFFALO & EC PUBLIC LIBRARY	Proposed Agenda from Meeting Held 1/17/2013	Community Enrichment
COMM. 2M-4	PRESIDENT OF ECC	Letter to Legislature Concerning COMM. 1E-2 (2013) - Fact Finding Report Between EC, ECMCC, ECC & EC Library & Civil Service Employees Association, Inc., Local 815	Government Affairs
COMM. 2M-5	HON. PAULA L. FEROLETO	Recommendation of Appointment to EC Community Corrections Advisory Board	Public Safety
COMM. 2M-6	ALBERT DeBENEDETTI	Letter to Legislator Loughran Concerning Lease Agreement Between the Buffalo Bills & EC	Economic Development
COMM. 2M-7	NYSDEC	Fact Sheet: Gastown Update - Proposed Amended Record of Decision for Gastown Manufactured Gas Plant (MGP) Tonawanda Site Released for Comment	Energy & Environment
COMM. 2M-8	ECMCC	Letter to Legislature Concerning COMM. 1E-2 (2013) - Fact Finding Report Between EC, ECMCC, ECC & EC Library & Civil Service Employees Association, Inc., Local 815	Government Affairs
COMM. 2M-9	RITA YELDA	Letter Concerning Hydraulic Fracturing in NYS	Energy & Environment

ANNOUNCEMENTS:

MEMORIAL RESOLUTIONS:

ADJOURNMENT: