

**ERIE COUNTY LEGISLATURE
MEETING NO. 2
JANUARY 29, 2015**

The Legislature was called to order by Chair Mills.

All members present.

An Invocation was held, led by Ms. Dixon, who requested a moment of silence.

The Pledge of Allegiance was led by Mr. Hardwick.

Item 1 – No tabled items.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MR. LORIGO moved for the approval of the minutes for Meeting Number 1 from 2015. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

Item 4 – No public hearings.

MISCELLANEOUS RESOLUTIONS

Item 5 – MR. MILLS, MR. LORIGO, MS. DIXON, MR. HARDWICK, MR. MORTON & MR. RATH presented a resolution Congratulating Kiwanis International on its 100th Anniversary.

Item 6 – MR. HARDWICK presented a resolution Honoring Niagara Hose Fire Company No. 3 on their 125th Anniversary.

Item 7 – MR. MORTON presented a resolution Congratulating Leah Meyer on Being Named the Gatorade Volleyball Player of the Year for New York State.

Item 8 – MR. RATH presented a resolution Honoring Dale Honsberger for 65 Years of Service to the Clarence Center Volunteer Fire Company.

Item 9 – MR. RATH presented a resolution Honoring Arlington Smith on 50 Years of Service to the Clarence Center Volunteer Fire Company.

Item 10 – MR. RATH presented a resolution Honoring William Smith for 50 Years of Service to the Clarence Fire District and the Town of Clarence.

MR. LORIGO moved for consideration of the above six items. MR. RATH seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved to amend the above six items to include Et Al sponsorship. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved for approval of the above six items as amended. MR. RATH seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 11 – CHAIR MILLS directed that Local Law No. 3 (Print #1) 2014 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 12 – CHAIR MILLS directed that Local Law No. 4 (Print #1) 2014 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 13 – CHAIR MILLS directed that Local Law No. 5 (Print #1) 2014 remain on the table and in the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

Item 14 – CHAIR MILLS directed that Local Law No. 7 (Print #1) 2014 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

Item 15 – CHAIR MILLS directed that Local Law No. 8 (Print #1) 2014 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 16 – CHAIR MILLS directed that Local Law No. 9 (Print #1) 2014 remain on the table and in the HEALTH & HUMAN SERVICES COMMITTEE.

GRANTED.

Item 17 – CHAIR MILLS directed that Local Law No. 1 (Print #1) 2015 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

COMMITTEE REPORTS

Item 18 – MS. DIXON presented the following report and moved for immediate consideration and approval. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 12

January 22, 2015	HEALTH & HUMAN SERVICES COMMITTEE REPORT NO. 1
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ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:
 - a. INTRO. 19-1 (2014)
SAVAGE, GRANT, LOUGHRAN, MILLER-WILLIAMS & BURKE: “Amend and Update County Law in Relation to the Regulation of Smoking in Erie County to Include E-Cigarettes”
(5-0)
 - b. COMM. 19M-7 (2014)
MARK J. TRAVERS: “Remarks Regarding E-Cigarettes and Liquid Nicotine”
(5-0)
 - c. COMM. 20M-6 (2014)
JUICY VAPOR LLC: “Supporting Materials Regarding E-Cigarettes and Vaping”
(5-0)
 - d. COMM. 1D-8 (2015)
BOARD OF HEALTH: “Agenda for January 2015 Meeting, Minutes of September 2014 Meeting”
(5-0)

LYNNE M. DIXON
CHAIR

Item 19 – MR. HARDWICK presented the following report and moved for immediate consideration and approval. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 13

January 22, 2015	COMMUNITY ENRICHMENT COMMITTEE
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ALL MEMBERS PRESENT.

CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:

a. COMM. 25E-7 (2014)

MILLER-WILLIAMS: “Letter of Support from WNY Regional Economic Development Council Regarding Buffalo City Mission Expansion Project”

(5-0) Legislator Burke not present for vote.

b. COMM. 26E-24 (2014)

MILLER-WILLIAMS: “Letter of Support to Buffalo Common Council for Dedicating a Room in Honor of the Life of Mr. Moody W. Pugh Jr”

(5-0) Legislator Burke not present for vote.

2. INTRO. 1-7 (2015)

MILLER-WILLIAMS

AS AMENDED

WHEREAS, recent reports from administrators of Erie Community College (ECC) concerning the onerous and antiquated system of Community College Chargeback Rates that require taxpayers to pay a fee when residents of Erie County attend two-year schools elsewhere in the state warrants review by the Erie County Legislature; and

WHEREAS, ECC Chief Administrator and Financial Officer recently highlighted the need for a review by the Erie County Legislature in a memo sent to the ECC Board of Trustees which discussed the amount of municipal dollars that are being used to pay for the education of residents who attend a NYS Community College other than ECC; and

WHEREAS, the amount totaled over \$5.4 million in 2013 with taxpayers in Tonawanda & Kenmore paying \$846,204 extra in property taxes and taxpayers in Amherst/Williamsville paying \$910,670 extra in property taxes as a result of their residents attending a NYS Community College other than ECC; and

WHEREAS, this chargeback policy was implemented into State law in the 1950s, and is inadvertently causing an undue burden on Erie County's struggling local governments, a review of this policy is warranted by this Honorable Body's Community Enrichment Committee in order to hear from stakeholders and formulate a multi-partisan strategy to address this issue with the WNY State Delegation and encourage reform of this chargeback policy.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature conveys its support for the reform of the Community College Chargeback Policy that has put a financial strain on Erie County and its municipalities; and be it further

RESOLVED, that this matter be fully discussed at a future meeting of the Erie County Legislature Community Enrichment Committee with representatives from ECC and stakeholders

from local governments to formulate a plan to address this issue and encourage reform of this policy with Albany policymakers; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive, the leadership at ECC, local State Senate and State Assembly Representatives, and to each municipality in Erie County.

(6-0)

KEVIN R. HARDWICK
CHAIR

Item 20 – MR. HARDWICK presented the following report and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 14

January 22, 2015	GOVERNMENT AFFAIRS COMMITTEE REPORT NO. 1
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ALL MEMBERS PRESENT, EXCEPT LEGISLATOR LOUGHRAN.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 26D-6 (2014)
COUNTY ATTORNEY: “Transmittal of New Claims Against Erie County”
(5-0)
 - b. COMM. 1E-11 (2015)
MILLER-WILLIAMS: “Letter of Support for ECC Board of Trustees Appointment”
(5-0)
 - c. COMM. 1D-5 (2015)
COUNTY ATTORNEY: “Transmittal of New Claims Against Erie County”
(5-0)
 - d. COMM. 1D-6 (2015)
COUNTY ATTORNEY: “New Claim Against Erie County - Rautenstrauch”
(5-0)
 - e. COMM. 1D-7 (2015)
COUNTY ATTORNEY: “New Claim Against Erie County - Steinhilber”
(5-0)
2. COMM. 1E-10 (2015)
COUNTY EXECUTIVE

RESOLVED, the Erie County Legislature hereby confirms the appointment of the following individual to serve on the Erie County Commission on the Status of Women to complete a term that will expire on 6/30/2017:

Beth Curtis
21 Landers Road
Kenmore, NY 14217

(5-0)

KEVIN R. HARDWICK
CHAIR

Item 21 – MR. LORIGO presented the following report and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 15

January 22, 2015	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 1
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ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:

a. COMM. 26D-5 (2014)

CLERK OF THE LEGISLATURE: “2015 Budget Accountability Notifications”

(5-0)

b. COMM. 26M-7 (2014)

ERIE TOBACCO ASSET SECURITIZATION CORPORATION: “2015 Budget Report”

(5-0)

c. COMM. 1E-6 (2015)

COMPTROLLER: “Performance Audit of the Comptroller's Office Accounts Payable Section January 2014-September 2014”

(5-0)

d. COMM. 1E-7 (2015)

COMPTROLLER: “EC Water Authority - Audit of Compliance with Public Authority Laws & Regulations for Reporting July 2013-June 2014”

(5-0)

e. COMM. 1E-8 (2015)

COMPTROLLER: “Report for Apportionment and Distribution of Net Collections from the 4.75% Sales and Compensating Use Tax for Sept, Oct, Nov 2014”

(5-0)

f. COMM. 1D-4 (2015)
CLERK OF THE LEGISLATURE: “Letter Regarding Reporting Requirements for Organizations that had Previously Received Budget Funding”
(5-0)

2. COMM. 1D-9 (2015)
EC REAL PROPERTY TAX SERVICES AS AMENDED
WHEREAS, the Erie County Director of Real Property Tax Services has received applications for corrected tax billings and/or refunds for taxes previously paid in accordance with New York State Real Property Tax Law sections 554 and 556; and

WHEREAS, the Director has investigated the validity of such applications (see attached listing).

NOW, THEREFORE, BE IT

RESOLVED, that petitions numbered 214274 through 214303 , inclusive be hereby approved or denied based upon the recommendation of the Director of Real Property Tax Services and be charged back to the applicable towns and/or cities.

FISCAL YEAR	2012	Petition No.	214,274.00
	ASSESSOR	Refund	\$294.01
S-B-L	26.11-1-5	305 Vine Ln	142289 AMHERST
	Acct. No. 112		\$155.87 County
	Acct. No. 132		\$138.14 Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST		\$138.14

RPTL 550(2): Failed to apply exemption
Refund to be issued

FISCAL YEAR	2013	Petition No.	214,275.00
	ASSESSOR	Refund	\$294.81
S-B-L	26.11-1-5	305 Vine Ln	142289 AMHERST
	Acct. No. 112		\$155.31 County
	Acct. No. 132		\$139.50 Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST		\$139.50

RPTL 550(2): Failed to apply exemption
Refund to be issued.

FISCAL YEAR 2014 Petition No. 214,276.00

 ASSESSOR Refund \$294.25

S-B-L 26.11-1-5 305 Vine Ln 142289 AMHERST

 Acct. No. 112 \$156.03 County

 Acct. No. 132 \$138.22 Town/SpecialDist/School

Charge To : 142289 AMHERST \$138.22

RPTL 550(2): Failed to apply exemption.
Refund to be issued.

FISCAL YEAR 2014 Petition No. 214,277.00

 ASSESSOR Refund \$668.91

S-B-L 79.07-1-18 3911 Main St 142289 AMHERST

 Acct. No. 112 \$369.27 County

 Acct. No. 132 \$299.64 Town/SpecialDist/School

Charge To : 142289 AMHERST \$299.64

RPTL 550(2): Failed to apply exemption.
Refund to be issued.

FISCAL YEAR 2015 Petition No. 214,278.00

 ASSESSOR Cancel \$401.17

S-B-L 160.18-1-24 Big Tree Rd 144889 HAMBURG

 Acct. No. 112 \$183.64 County

 Acct. No. 132 \$217.53 Town/SpecialDist/School

 48115 ERIE CO SEW DST 3 \$27.62

Charge To : 144889 HAMBURG \$189.91

RPTL 550(2): Failed to apply exemption.
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 214,279.00

 ASSESSOR Cancel \$411.85

S-B-L 113.15-3-3.111/10
CHEEKTOWAGA

4 Brookfield Lane U 143089

	Acct. No. 112	\$190.47	County
	Acct. No. 132	\$221.38	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA		\$221.38

RPTL 550(2): Failed to aged apply exemption.
New tax bill to be issued

FISCAL YEAR 2014 Petition No. 214,280.00

 ASSESSOR Refund \$578.73
S-B-L 92.02-3-24./2614795 Genesee St 143089 CHEEKTOWAGA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$578.73	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA		\$578.73
	Relevy School	\$578.73	145201 LANCASTER

CENTRAL

RPTL 550(2): Failed to apply basic STAR exemption.
Refund to be issued to American Land Lease

FISCAL YEAR 2015 Petition No. 214,281.00

 Cancel \$529.42
S-B-L 79.07-1-18 3911 Main St 142289 AMHERST

	Acct. No. 112	\$294.93	County
	Acct. No. 132	\$234.49	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST		\$234.49

RPTL 550(2): Failed to apply exemption.
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 214,282.00

 Cancel \$289.19
S-B-L 26.11-1-5 305 Vine Lane 142289 AMHERST

	Acct. No. 112	\$154.82	County
	Acct. No. 132	\$134.37	Town/SpecialDist/School

Charge To : 142289 AMHERST \$134.37

RPTL 550(2): Failed to apply exemption.
New tax bill to be issued

FISCAL YEAR 2014 Petition No. 214,283.00

ASSESSOR Refund \$571.82
S-B-L 41.63-1-11 54 Little Robin Rd 142289 AMHERST

Acct. No. 112 \$0.00 County
Acct. No. 132 \$571.82 Town/SpecialDist/School
Charge To : 142289 AMHERST \$571.82
Relevy School \$571.82 142203 WILLIAMSVILLE

CENT

RPTL 550(2): Failed to apply exemption.
Refund to be issued to Pamela S. Maryanski

FISCAL YEAR 2014 Petition No. 214,284.00

ASSESSOR Cancel \$797.20
S-B-L 195.00-3-7.11 Hampton Brook Dr 144889 HAMBURG

Acct. No. 112 \$0.00 County
Acct. No. 132 \$797.20 Town/SpecialDist/School
Charge To : 144889 HAMBURG \$797.20
Relevy School \$797.20 144801 HAMBURG

CENTRAL

RPTL 550(2): Failed to apply exemption.
New tax bill to be issued

FISCAL YEAR 2014 Petition No. 214,285.00

ASSESSOR Refund \$508.97
S-B-L 306.00-2-11 11923 Summit Lane 143889 CONCORD

Acct. No. 112 \$0.00 County
Acct. No. 132 \$508.97 Town/SpecialDist/School
Charge To : 143889 CONCORD \$508.97
Relevy School \$508.97 143801 SPRING-GRIFFITH

RPTL 550(2): Failed to apply basic STAR exemption.

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$2,814.52	Town/SpecialDist/School
<u>Charge To :</u>	143689 COLLINS	\$2,814.52	
	Relevy School	\$2,814.52	143801 SPRING-GRIFFITH

RPTL 550(2): Failed to apply exemption.
Refund to be issued

FISCAL YEAR 2014 Petition No. 214,293.00

	OWNER	Cancel	\$41.19
S-B-L	658.001-9999-705	fiber optic pike	145801 NORTH COLLINS

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$41.19	Town/SpecialDist/School
<u>Charge To :</u>	145801 NORTH COLLINS	\$41.19	
	Relevy School	\$41.19	145801 NORTH COLLINS

CENT

RPTL550 fiber optic in private row not taxable
New tax bill to be issued

FISCAL YEAR 2014 Petition No. 214,294.00

	OWNER	Cancel	\$143.01
S-B-L	658.089-9999-705	fiber optic	145889 NORTH COLLINS

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$143.01	Town/SpecialDist/School
<u>Charge To :</u>	145889 NORTH COLLINS	\$143.01	
	Relevy School	\$143.01	145801 NORTH COLLINS

CENT

RPTL550 fiber optic in private row not taxable
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 214,296.00

	ASSESSOR	Cancel	\$614.11
S-B-L	101.62-1-1.1 1333 Genesee	140200	BUFFALO

	Acct. No. 112	\$614.11	County
	Acct. No. 132	\$0.00	Town/SpecialDist/School
<u>Charge To :</u>	140200 BUFFALO	\$0.00	

RPTL 550(2): Exemption removed in error.
New tax bill to be issued.

FISCAL YEAR	2015	Petition No.	214,297.00	
	ASSESSOR	Cancel	\$197.89	
S-B-L	111.66-7-6.1	165 Howard	140200	BUFFALO
	Acct. No. 112		\$197.89	County
	Acct. No. 132		\$0.00	Town/SpecialDist/School
<u>Charge To :</u>		140200	BUFFALO	\$0.00

RPTL 550(2): Exemption removed in error
New tax bill to be issued.

FISCAL YEAR	2015	Petition No.	214,298.00	
	ASSESSOR	Cancel	\$4,197.66	
S-B-L	100.79-1-2.11	818 Ellicott	140200	BUFFALO
	Acct. No. 112		\$4,197.66	County
	Acct. No. 132		\$0.00	Town/SpecialDist/School
<u>Charge To :</u>		140200	BUFFALO	\$0.00

RPTL 550(2): Removed exemption in error
New tax bill to be issued.

FISCAL YEAR	2015	Petition No.	214,299.00	
	OWNER	Cancel	\$24,315.00	
S-B-L	250.07-1-2.1	9324 Lake Shore R	144489	EVANS
	Acct. No. 112		\$0.00	County
	Acct. No. 132		\$24,315.00	Town/SpecialDist/School
	44065 ECSD#2 USER CHARGE		\$24,315.00	
<u>Charge To :</u>		144489	EVANS	\$0.00

RPTL 550(2): Incorrect user charge used for ECSD
New tax bill to be issued.

FISCAL YEAR 2015 Petition No. 214,300.00

 ASSESSOR Cancel \$141.29

S-B-L 54.71-5-6 14 Wrexham Ct S 146489 TONAWANDA

 Acct. No. 112 \$62.73 County

 Acct. No. 132 \$78.56 Town/SpecialDist/School

Charge To : 146489 TONAWANDA \$78.56

RPTL 550(2): Failed to apply a Veterans Exemption
New tax bill to be issued.

FISCAL YEAR 2015 Petition No. 214,301.00

 ASSESSOR Cancel \$157.99

S-B-L 80.14-6-32 352 Huxley Dr 142289 AMHERST

 Acct. No. 112 \$88.02 County

 Acct. No. 132 \$69.97 Town/SpecialDist/School

Charge To : 142289 AMHERST \$69.97

RPTL 550(2): Failed to apply a Veterans Exemption
New tax bill to be issued.

FISCAL YEAR 2014 Petition No. 214,302.00

 ASSESSOR Refund \$571.82

S-B-L 80.08-3-43 34 Milton St 142201 WILLIAMSVILLE

 Acct. No. 112 \$0.00 County

 Acct. No. 132 \$571.82 Town/SpecialDist/School

Charge To : 142201 WILLIAMSVILLE \$571.82

 Relevy School \$571.82 142203 WILLIAMSVILLE

CENT

RPTL 550(2): Failed to apply Enhanced STAR exemption
Refund to be issued to: Thomas C. Davenport

FISCAL YEAR 2015 Petition No. 214,303.00

 ASSESSOR Cancel \$1,130.56

S-B-L 56.09-2-34 118 Heritage Rd E 142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,130.56	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST		\$1,130.56

RPTL 550(2): Incorrect consumption used for special district
New tax bill to be issued.

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of Real Property Tax Services.
(5-0)

JOSEPH C. LORIGO
CHAIR

Item 22 – MR. MORTON presented the following report and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 16

January 22, 2015	ENERGY & ENVIRONMENT COMMITTEE REPORT NO. 1
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ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 26M-3 (2014)
NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION: “Cleanup Action Completed at Brownfield Site, Webster Block, 75 Main Street, Buffalo”
(6-0)
 - b. COMM. 26M-4 (2014)
NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION: “Cleanup Action Completed At Brownfield Site, 822 Seneca Street, Buffalo”
(6-0)
 - c. COMM. 26M-5 (2014)
NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION: “NYSDEC Modifies Cleanup Plan For State Superfund Site, 100 Forest Avenue, Buffalo”
(6-0)

- d. COMM. 1M-2 (2015)
NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION: “Cleanup Action Completed at Brownfield Site - 129 Holden Street, Buffalo”
(6-0)
- e. COMM. 1M-3 (2015)
NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION: “Cleanup Action Completed at Brownfield Site - 979 Main Street, Buffalo”
(6-0)
- f. COMM. 1M-4 (2015)
NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION: “Cleanup Action Completed at Brownfield Site - Phase 3-5 - 2303 Hamburg Turnpike, Lackawanna”
(6-0)
- g. COMM. 1M-5 (2015)
NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION: “Cleanup Action Completed at Brownfield Site - Phase 3-6 - 2303 Hamburg Turnpike, Lackawanna”
(6-0)
- h. COMM. 1M-6 (2015)
NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION: “Brownfield Cleanup Program Public Notice - Westwood Country Club Site, Town of Amherst”
(6-0)
- i. COMM. 1M-7 (2015)
NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION: “Cleanup Requirements Met at Brownfield Site - 154 South Ogden Street, Buffalo”
(6-0)

2. INTRO. 19-2 (2014)
BURKE, GRANT & MILLER-WILLIAMS AS AMENDED
WHEREAS, microbeads are a synthetic alternative ingredient to such natural materials as ground almonds, oatmeal and pumice, found in over one hundred personal cosmetic products, including facial cleansers, shampoos and toothpastes, pose a serious threat to New York's environment; and

WHEREAS, microbeads have been documented to collect harmful pollutants already present in the environment that harm fish and other aquatic organisms that form the base of the aquatic food chain; and

WHEREAS, microbeads have been recorded in New York's water bodies, and in particular, the waters of Lake Erie, with research suggesting that the majority of these microbeads are entering our water ways through disposal down household drains following the use of such personal cosmetic products; and

WHEREAS, plastics are a pollutant, dangerous to our waterways and aquatic life; and

WHEREAS, Lake Erie is a vital source of fresh drinking water for the people of Erie County; and

WHEREAS, Lake Erie is an invaluable part of the revitalization of Buffalo, New York and Erie County as a prime location for recreation and fishing; and

WHEREAS, significant public resources have already been committed to remediating Lake Erie and adding further pollutants would only add to the cost of future remediation.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Legislature recognizes microbeads as a pollutant, endangering the valuable fresh water, fishing and recreational uses of our water ways; and be it further

RESOLVED, the Erie County Legislature urges the Legislature of New York State to take steps to enact the New York State Attorney General's proposed Microbead-Free Waters Act; and

RESOLVED, that the Clerk of this Legislature is directed to send a certified copy of this resolution to Senator Michael Ranzenhofer, Senator Marc Panepinto, Senator Patrick Gallivan, Senator Timothy Kennedy, Senator Rob Ort, Assemblyman Robin Schimminger, Assemblywoman Crystal Peoples-Stokes, Assemblyman Michael Kearns, Assemblywoman Angela Wozniak, Assemblywoman Jane Corwin, Assemblyman John Ceretto, Assemblyman Raymond Walter, Assemblyman David DiPietro, Assemblyman Sean Ryan, The Majority Leader of the New York State Senate, Speaker of the New York State Assembly and the Governor.
(6-0)

3. COMM. 26E-1 (2014)

COUNTY EXECUTIVE

WHEREAS, Lake Erie provides a fresh water resource to New York State residents and visitors for drinking water, energy production, agriculture, industry, recreation and other uses that greatly affect the New York State economy and health of users; and

WHEREAS, this resource is threatened by point and non-point source pollutants within the Lake Erie watershed and along the shoreline within New York State; and

WHEREAS, the Erie County Department of Environment and Planning (DEP) has played a crucial role in water quality issues throughout the region for decades and continues to administer many initiatives that protect and preserve our natural water resources; and

WHEREAS, the Lake Erie Watershed Protection Alliance (LEWPA) formed as an alliance of municipal officials and concerned stakeholders in Erie, Cattaraugus, and Chautauqua counties wishing to alleviate the impacts of these point and non-point source pollutants in recognition of the fact that the watershed crosses multiple municipal boundaries; and

WHEREAS, these participants recognize the regional benefits of working collaboratively to save time, money, and energy in order to achieve the common goal of improved water quality and flood control; and

WHEREAS, DEP has coordinated LEWPA as an ad hoc committee since 2011 and there is a need to formalize the agreement between the member counties to establish an enduring organization that will collaborate on common watershed goals.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into an Intermunicipal Agreement with Cattaraugus and Chautauqua counties to formally establish the Lake Erie Watershed Protection Alliance, and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive; the County Attorney; Maria R. Whyte, Commissioner of Environment and Planning; Thomas Hersey, Jr., Deputy Commissioner of Environment and Planning; Bonnie Lawrence, Coordinator – Pollution Prevention Program; Legislator John Mills and Legislator Lynne Dixon. (6-0)

4. COMM. 1E-13 (2015)

COUNTY EXECUTIVE

WHEREAS, the Department of Parks, Recreation & Forestry desires to enter into an agreement with the New York State Office of Parks, Recreation and Historic Preservation for Snowmobile Trail Development during the 2014-2015 snowmobile season in the amount not to exceed \$180,180.00; and

WHEREAS, this agreement with the State shall pertain to such maintenance as performed by the individual Snowmobile Clubs of Erie County on club trails located outside County-owned lands as well as on trails located in Erie County Parks and Forestry lots.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into an agreement with the New York State Office of Parks, Recreation and Historic Preservation for an amount not to exceed \$180,180.00 as pertains to snowmobile trail maintenance performed during the 2014-2015 snowmobile season; and be it further

RESOLVED, that the County Executive is authorized to enter into contracts with the individual Snowmobile Clubs of Erie County for a total amount not to exceed \$180,180.00 for the purpose of snowmobile trail maintenance on club trails during the 2014-2015 snowmobile season, provided that the clubs meet all insurance and other requirements deemed necessary by the County, in amounts as follows:

Colden Trail Riders Inc.	\$20,160.00
Eden Trail Blazers Inc.	\$10,080.00
Grand Island Snowmobile Club Inc.	\$ 5,355.00
Hamburg Snowmobile Club Inc.	\$20,475.00
Holland Sno-Rascals Inc.	\$22,995.00
Marilla Sno-Mob Inc.	\$15,750.00
Northern Erie Snowseekers Inc.	\$19,215.00
Pioneer Sno-Surfers Inc.	\$12,285.00

Southern Tier Snowdrifters Inc.	\$21,735.00
WNY Snowmobile Club of Boston Inc.	<u>\$32,130.00</u>
	\$180,180.00

and be it further

RESOLVED, that the Erie County Legislature hereby approves the appropriation of anticipated state aid revenue in the Division of Parks, fund 110, cost center 1641010, account 409010, in the amount of \$180,180.00, as well as an increase in appropriations in the amount of \$180,180.00, in the Division of Parks, fund 110, cost center 1641010, account 516020, in order that funds may be available to make payment to the individual clubs of the Erie County Federation of snowmobile Clubs; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Office of the Erie County Executive, the Department of Parks, Recreation and Forestry, the Division of Budget and Management, the Office of the Erie County Comptroller and Assistant County Attorney, Kristen Walder, of the Law Department.

(6-0)

TED B. MORTON
CHAIR

LEGISLATOR RESOLUTIONS

Item 23 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 17

RE: Legislature Minority Budget Adjustment
(INTRO. 2-1)

A RESOLUTION TO BE SUBMITTED
BY LEGISLATOR GRANT

WHEREAS, authorization is required to fill the position of Administrative Clerk (Legislature) for 2015 in the Legislature's minority budget at a rate that maintains a consistent salary for this position, while keeping intact the appropriation as adopted by the Legislature for the year 2015.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize a variable minimum step 5 for the position of Administrative Clerk (Legislature), position number 51011832, cost center 1004040 Minority, effective January 10, 2015; and be it further

RESOLVED, that the Clerk of the Legislature is directed to forward certified copies of this resolution to the Director of the Division of Budget, Management & Finance and the Commissioner of the Department of Personnel.

Item 24 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 18

RE: Appointments to the EC Soil and Water Conservation District Board of Directors (INTRO. 2-2)

A RESOLUTION TO BE SUBMITTED
BY LEGISLATORS MILLS & BURKE

WHEREAS, the Erie County Legislature has received notice that legislative action is warranted for appointment to the Erie County Soil and Water Conservation District Board of Directors; and

WHEREAS, the proper functioning of the Soil and Water Conservation District on behalf of and directly for the County of Erie is necessary for the operation of many services and programs; and

WHEREAS, pursuant to New York State Conservation District Law, of the seven-member District Board, two members are representatives of the County Legislature, one member represents the Grange, one member represents the Farm Bureau and three serve as At-Large Members; and

WHEREAS; in further accordance with New York State Law, the Erie County Legislature shall appoint members to the District Board, where presently there exists one At-Large vacancy.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby appoint Mr. Raymond L. Waterman residing at 56 East Union Street, Hamburg, NY 14075 to the At-Large position on the Board of Directors for the Erie County Soil and Water Conservation District for 3-year term, and be it further

RESOLVED, that the aforementioned appointment shall be effective immediately and shall expire on December 31, 2016, and be it further

RESOLVED, that certified copies of this resolution be sent to the Erie County Soil and Water Conservation District (50 Commerce Way, East Aurora, NY 14052) and Mr. Raymond L. Waterman (56 East Union Street, Hamburg, NY 14075).

Item 25 – MR. LORIGO presented the following resolution and moved for consideration. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 19

RE: Reappointment of Frank B. Mesiah to
the ECMCC Board of Directors
(INTRO. 2-3)

A RESOLUTION TO BE SUBMITTED BY LEGISLATORS
GRANT, MILLER-WILLIAMS, SAVAGE & LOUGHRAN

WHEREAS, in 2003, the New York State Legislature adopted a Home Rule Message from the Erie County Legislature to create the Erie County Medical Center Corporation (ECMCC). Public Authorities Law, Article 10-C, Title 6, Section 3628 (1) (b), specifically empowers this Legislative Body to recommend three individuals to the Governor for appointment to the ECMCC Board of Directors; and

WHEREAS, Local Law No.5 (2003) granted the Chair of the Legislature one (1) recommendation to the Governor, the Majority Caucus of the Legislature one (1) recommendation, and the Minority Caucus of the Legislature one (1) recommendation for the ECMCC Board of Directors; and subsequent Legislatures of the County of Erie have followed Local Law No. 5 (2003) when recommending persons to serve as ECMCC directors; and

WHEREAS, Frank B. Mesiah has served with distinction as a member of the ECMCC Board of Directors, and has been an active and contributing director with a deep understanding and appreciation for the important work of the hospital, as well as ECMCC's core mission; and Mr. Mesiah has demonstrated an ability to serve and contribute to the critical work of the Board and has expressed an interest in being reappointed in order to continue to serve.

NOW, THEREFORE, BE IT

RESOLVED, that the recommendation of the Erie County Legislature to the Governor of New York State, the Honorable Andrew M. Cuomo, for reappointment to the Board of Directors of the Erie County Medical Center Corporation is as follows:

Minority Caucus Recommendation for Reappointment:

Frank B. Mesiah
78 Crescent Ave.
Buffalo, NY 14214

Term:
Five (5) Years

and be it further

RESOLVED, that the Clerk of the Legislature is directed to forward certified copies of this resolution to Governor Cuomo; the Erie County Executive, the Honorable Mark C. Poloncarz; Kevin M. Hogan, Chair, ECMCC Board of Directors; Anthony J. Colucci, III, Esq., Corporate Counsel, ECMCC; and to Patty Chase, ECMCC Board of Directors' Office.

MR. LORIGO moved to amend the resolution. MS. GRANT seconded.

CARRIED UNANIMOUSLY.

Delete the Resolution in its Entirety and Replace with the Following:

A RESOLUTION TO BE SUBMITTED BY
LEGISLATORS GRANT, MILLER-WILLIAMS,
SAVAGE, LOUGHRAN & BURKE

WHEREAS, in 2003, the New York State Legislature adopted a Home Rule Message from the Erie County Legislature to create the Erie County Medical Center Corporation (ECMCC). Public Authorities Law, Article 10-C, Title 6, Section 3628 (1) (b), specifically empowers this Legislative Body to recommend three individuals to the Governor for appointment to the ECMCC Board of Directors; and

WHEREAS, Local Law No. 5 (2003) granted the Chair of the Legislature one (1) recommendation to the Governor, the Majority Caucus of the Legislature one (1) recommendation, and the Minority Caucus of the Legislature one (1) recommendation for the ECMCC Board of Directors; and subsequent Legislatures of the County of Erie have followed Local Law No. 5 (2003) when recommending persons to serve as ECMCC directors; and

WHEREAS, Frank B. Mesiah has served with distinction as a member of the ECMCC Board of Directors, and has been an active and contributing director with a deep understanding and appreciation for the important work of the hospital, as well as ECMCC's core mission; and Mr. Mesiah has demonstrated an ability to serve and contribute to the critical work of the Board and has expressed an interest in being appointed in order to continue to serve; and

WHEREAS, one of the three directorships afforded to the Erie County Legislature by the Public Authorities Law is set to expire at the end of February 2015, thereby providing the opportunity for continuation of a voting position on the ECMCC Board for Mr. Mesiah.

NOW, THEREFORE, BE IT

RESOLVED, that the recommendation of the Erie County Legislature to the Governor of New York State, the Honorable Andrew M. Cuomo, for appointment to the Board of Directors of the Erie County Medical Center Corporation is as follows:

Minority Caucus Recommendation for Appointment:

Frank B. Mesiah
78 Crescent Ave.
Buffalo, NY 14214

Term:

Five (5) Years
Expiring 2/29/2020

and be it further

RESOLVED, that the directorship that will expire on the last day of February 2015 shall be the directorship to which this Honorable Body's recommendation to Governor Cuomo pertains; and be it further

RESOLVED, that the Clerk of the Legislature is directed to forward certified copies of this resolution to Governor Cuomo; the Erie County Executive, the Honorable Mark C. Poloncarz; Kevin

M. Hogan, Chair, ECMCC Board of Directors; Anthony J. Colucci, III, Esq., Corporate Counsel, ECMCC; and to Patty Chase, ECMCC Board of Directors' Office.

MR. LORIGO moved for approval of the resolution as amended. MS. MILLER-WILLIAMS seconded.

CARRIED UNANIMOUSLY.

Item 26 – CHAIR MILLS directed that the following resolution be received and filed.

GRANTED.

INTRO. 2-4 from LEGISLATORS MILLS, LORIGO, MORTON, HARDWICK, DIXON & RATH. Opposition to Sheldon Silver Remaining as the Speaker of the New York State Assembly.

Item 27 – CHAIR MILLS directed that the following resolution be referred to the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

INTRO. 2-5 from LEGISLATORS RATH & LORIGO. Requesting NYS Pass Legislation to Allow Counties To Charge Inmates Medical Copays.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

Item 28 – MR. LORIGO moved to discharge the COMMUNITY ENRICHMENT COMMITTEE of further consideration of COMM. 1E-14. MS. GRANT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 20

RE: Appointment to Buffalo & EC Public
Library Board of Trustees
(COMM. 1E-14, 2015)

RESOLVED, the Erie County Legislature hereby appoints Alan Bedenko (9294 Via Cimato Drive, Clarence Center, New York 14032) as recommended by the Erie County Executive to the Erie County Public Library Board of Trustees for a term that will expire on December 31, 2019.

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

CARRIED UNANIMOUSLY.

SUSPENSION OF THE RULES

Item 29 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

INTRO. 2-6 from LEGISLATORS MILLS, LORIGO, GRANT, MILLER-WILLIAMS, SAVAGE, HARDWICK, LOUGHRAN, RATH, BURKE, MORTON & DIXON. Re: Requesting the Restoration of State Funding for Roswell Park Cancer Institute.

MR. LORIGO moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 21

A RESOLUTION TO BE SUBMITTED BY LEGISLATORS
MILLS, LORIGO, GRANT, MILLER-WILLIAMS, SAVAGE,
HARDWICK, LOUGHRAN, RATH, BURKE, MORTON & DIXON

WHEREAS, Roswell Park Cancer Institute is among the oldest National Cancer Institute-designated Comprehensive Cancer Centers in the United States; and in 1897, Dr. Roswell Park and Mr. Edward H. Butler, publisher of the Buffalo Evening News, requested that the New York State Legislature to introduce a bill that would provide a \$7,500 grant to establish a cancer research laboratory at the University of Buffalo School of Medicine; and

WHEREAS, that bill was passed in 1898, and the New York State Pathological Laboratory of the University of Buffalo – the first facility in the world dedicated specifically to cancer research – was founded; the facility, which gave birth to what would later be known as Roswell Park Cancer Institute, has been cited as the earliest historical example of direct government investment in cancer research; and

WHEREAS, since 1974 Roswell Park has been recognized by the National Cancer Institute as a Comprehensive Cancer Center, it was the nation's first, served as a national model, and is the only Comprehensive Cancer Center in Upstate New York; and

WHEREAS, Roswell Park Cancer Institute is ranked among the nation's top cancer hospitals by U.S. News & World Report, and is one of Western New York's top 20 employers; and

WHEREAS, Roswell Park Cancer Institute and their new Clinical Sciences Center, currently under construction, play a pivotal role along with the new John R. Oishei Women's and Children's Hospital of Buffalo and the University at Buffalo Medical School, in the continued growth of the downtown medical campus, and the continued private development that will complement the governmental and non-profit institutions; and

WHEREAS, annual state funding for Roswell Park has remained stable at \$102.6 million in the last three fiscal years, but the Governor's proposed state budget cuts that important funding for Roswell Park Cancer Institute by \$15.5 million, to \$87.1 million, or by more than 15%.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature declares immeasurable appreciation and respect for the State of New York in their many contributions – both financially and advocacy and for more than one hundred years – that has led to Roswell Park Cancer Institute to becoming one of the premier cancer treatment and research centers in the world; and be it further

RESOLVED, that this Legislative Body further states that continued funding at its current level by New York is important to Roswell Park Cancer Institute, the community served by the hospital, and the vital on-going research that aims to cure cancer; and be it further

RESOLVED, that the Erie County Legislature goes on record respectfully requesting that the State of New York restore critical funding to Roswell Park Cancer Institute that has been reduced in the proposed state budget for the coming fiscal year; and be it further

RESOLVED, that certified copies of this resolution be sent to the Governor of New York State, Majority Leader of the New York State Senate, the Speaker of the New York State Assembly, and the entire WNY delegation to Albany.

Item 30 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 2E-31 from the COUNTY EXECUTIVE. Re: Elma Meadows and Grover Cleveland Golf Courses - 2014 - Site Irrigation and Drainage Improvements and Ralph Wilson Stadium Roof Replacement.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 31 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 2E-32 from the COUNTY EXECUTIVE. Re: Award of Contract for Services - Electronic Waste Recycling.

MR. LORIGO moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 22

WHEREAS, the County of Erie advertised for and received two (2) responses for proposals from qualified recycling firms for the collection and recycling of residentially generated electronic waste; and

WHEREAS, due to current regulations and significant changes in the electronic waste recycling market, both of the responses received contained clauses conditioning parts of their bids which required the Director of Purchase to nullify these bidders; and

WHEREAS, the Erie County Legislature has the authority, under Article III Section 7.b of the Erie County Administrative Code to waive bidding procedures when deemed impractical by a 2/3 vote of the Legislature; and

WHEREAS, due to the nature of the conditioned bids received and the urgent need for the County to award the contact to allow the municipalities to recycle current stockpiled electronic waste, it is necessary for the Legislature to waive the bidding procedures and award this contract as a request for proposals based on the review and evaluation of the bids conducted by the Municipalities through the two County Solid Waste Management Boards; and

WHEREAS, a review committee consisting of representatives from the Erie County Department of Environment and Planning, the Northwest Solid Waste Management Board, and the Northeast Southtowns Solid Waste Management Board reviewed the proposals; and

WHEREAS, the proposal review committee recommends issuing a contract to Sunnking Electronics Recycling.

NOW, THEREFORE, BE IT

RESOLVED, that Sunnking Electronics Recycling is hereby retained to provide recycling services associated with the collection and recycling of residentially generated electronic waste; and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute any and all agreements with Sunnking; and be it further

RESOLVED, that the Clerk of the Legislature send two (2) certified copies each of this resolution to Thomas R. Hersey, Jr., Division of Environmental Compliance; and one certified copy each to the County Executive; the Erie County Comptroller; the Commissioner of the Department of Environment and Planning; the Director of the Division of Budget and Management; and Gregory Kammer, Assistant County Attorney.

Item 32 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 2E-33 from the LEGISLATOR GRANT. Re: Letter Requesting Wesley Hicks Speak at Committee Meeting Regarding NFTA Board.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 33 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 2D-12 from the CLERK OF THE LEGISLATURE. Re: Supporting Documents Regarding Public Hearing on LL. Int. 9-1(2014).

Received and filed.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE COUNTY EXECUTIVE

Item 34 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 23

RE: Technical Change to Comm. 26E-12
(2014) - Buffalo Car Share
(COMM. 2E-1)

WHEREAS, the Erie County Legislature approved the Department of Senior Services to contract with Buffalo Car Share on December 18, 2014 in Comm. 26E-12 (2014); and

WHEREAS, after creating the contract and seeking approval from the County Attorney's office it was found that the contract agency name should actually be The Wellness Institute of Greater Buffalo and Western New York; and

WHEREAS, there is a need for a technical correction for Senior Services to be able to contract with the agency named The Wellness Institute of Greater Buffalo and Western New York Inc., in place of the affiliate agency named Buffalo Car Share; and

WHEREAS, no additional County funds are required as Appropriations are available in the Professional Services Contracts and Fees account in the 163CSE1415 grant for the January 1, 2015 to March 31, 2015 period and the 163CSE1516 grant for the April 1, 2015 to June 30, 2015 period which was approved in Comm. 26E-12.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into a contract with agency named The Wellness Institute of Greater Buffalo and Western New York, Inc. in place of the previously named Buffalo Car Share in Comm. 26E-12, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive's Office, the Division of Budget and Management, the Comptroller's Office, the County Attorney's Office and the Department of Senior Services.

FROM LEGISLATOR SAVAGE

Item 35 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. DIXON seconded. MR. SAVAGE abstained.

CARRIED 10-0-1.

RESOLUTION NO. 24

RE: Lease Agreement for Legislative Office
Space
(COMM. 2E-2)

RESOLVED, the Erie County Legislature is hereby authorized to sign a One (1) Year Lease Agreement with 1701 Hertel Ave LLC (Rosanne Frandina & James F. van Oss) for Legislative office space for Peter J. Savage III, located at 1701 Hertel Avenue, Buffalo New York for a monthly rate of \$675.

FROM THE COUNTY EXECUTIVE

Item 36 – (COMM. 2E-3) Appointment of Deputy County Executive and Order of Succession

January 20, 2015

Dear Honorable Members:

Please be advised, Deputy County Executive Richard Tobe has tendered his resignation to the undersigned effective as of 5:00 p.m. today. Therefore, pursuant to Article 3 § 304 of the County's Charter, I hereby appoint Maria R. Whyte as Deputy County Executive, effective as of 5:00p.m. today. Ms. Whyte shall serve as Deputy County Executive on an interim basis pending a search for a permanent replacement for Richard Tobe. While Ms. Whyte is serving in this role, she shall remain Commissioner of the Department of Environment and Planning. As Deputy County Executive, Ms. Whyte shall have all the powers and responsibilities provided for that office by Erie County's Charter, Code and any other pertinent law.

Pursuant to Article 3 § 304 of the County's Charter, I hereby revoke the Notice of the Order of Succession provided to your Honorable Body on January 1, 2012. The new Order of Succession pursuant to Article 3 § 304 of the County's Charter is as follows:

Mark C. Poloncarz, County Executive;
Maria R. Whyte, Deputy County Executive; and
Michael Siragusa, County Attorney.

If you have any questions on this matter, please contact Jennifer Hibit, my chief of staff, at your earliest convenience.

Sincerely yours,

MARK C. POLONCARZ
Erie County Executive

Received, filed and printed.

Item 37 – (COMM. 2E-4) Appointment of Commissioner of Mental Health

January 26, 2015

Dear Honorable Members:

This letter should serve as notification that I am hereby withdrawing the name of Carol Dankert-Maurer for consideration as Commissioner of the Department of Mental Health.

Should your Honorable Body require further information, please contact my Chief of Staff Jennifer Hibit. Thank you for your consideration on this matter.

Sincerely yours,

MARK C. POLONCARZ
Erie County Executive

Received, filed and printed.

Item 38 – (COMM. 2E-5) ECMCC Board of Directors Appointment Recommendation

Received and filed.

FROM LEGISLATOR SAVAGE

Item 39 – (COMM. 2E-6) Abstention on Intro. 1-8 Vote Regarding Appointment to the Buffalo Olmsted Parks Conservancy Board of Trustees

January 14, 2015

RE: 1/8/15 Abstention on INTRO 1-8 (2015), Appointment to the Buffalo Olmsted Parks Conservancy Board of Trustees

Dear Ms. McCarthy:

Pursuant to Rule 2.21 of the Erie County Legislature Rules of Order and Section 5b of Erie County Local Law No. 10-1989, my abstention to the vote concerning the above was to avoid any possible conflict of interest.

Sincerely,
PETER J. SAVAGE, III

Erie County Legislator – 3rd District
Received, filed and printed.

FROM CHAIR MILLS

Item 40 – (COMM. 2E-7) Letter to Clerk of the Legislature Calling For Public Hearing Regarding LL Intro. No. 9-1 (2014)

January 8, 2015

Dear Ms. McCarthy:

Please be advised that there is a need to call a Public Hearing to consider Local Law Intro. No. 9-1 (2014). Local Law Intro. No. 9-1 (2014) “A Local Law in Relation to the Regulation of Electronic Cigarettes (“E-Cigarettes”).

Pursuant to the Erie County Charter Article 2 §204 , a public hearing is to be held before a local law can be put to a vote.

The Erie County Legislature is to hold a PUBLIC HEARING to consider the abovementioned at 4:30 p.m. on Monday, January 26, 2015 in the Erie County Legislature Chambers, located on the 4th floor of Old county Hall, 92 Franklin Street in the City of Buffalo.

Thank You for your attention to this matter.

Sincerely,

JOHN J. MILLS, Chair
Erie County Legislature

Received, filed and printed.

Item 41 – (COMM. 2E-8) 2014 Certificate of Attendance of Committee Members

Clerk McCarthy,

Pursuant to Section 3.04 of the 2014 Rules of Order, the following is the official record of attendance for every Standing and Special Committee of the Erie County Legislature for the 2014 calendar year.

This shall act as the official record of committee attendance for 2014.

Thank You.

JOHN J. MILLS

Chairman, Erie County Legislature

2014 Certificate of Attendance for Committee Members

Community Enrichment Committee

	<u>Present</u>						<u>Absent</u>
Meeting No. 1	Mr. Hardwick	Mr. Rath	Mr. Lorigo	Mr. Loughran	Mr. Burke		Mr. Mills, Ex-Officio

Meeting No. 2	Mr. Hardwick	Mr. Rath	Mr. Lorigo	Mr. Loughran	Mr. Burke	Mr. Mills, Ex-Officio	
Meeting No. 3	Mr. Hardwick	Mr. Rath	Mr. Lorigo	Mr. Loughran	Mr. Burke	Mr. Mills, Ex-Officio	
Meeting No. 4	Mr. Hardwick	Mr. Rath	Mr. Lorigo	Mr. Loughran	Mr. Burke		Mr. Mills, Ex-Officio
Meeting No. 5	Mr. Hardwick		Mr. Lorigo	Mr. Loughran	Mr. Burke	Mr. Mills, Ex-Officio	Mr. Rath
Meeting No. 6	Mr. Hardwick	Mr. Rath	Mr. Lorigo	Mr. Loughran	Mr. Burke	Mr. Mills, Ex-Officio	
Meeting No. 7	Mr. Hardwick		Mr. Lorigo	Mr. Loughran	Mr. Burke	Mr. Mills, Ex-Officio	Mr. Rath
Meeting No. 8	Mr. Hardwick	Mr. Rath	Mr. Lorigo	Mr. Loughran	Mr. Burke	Mr. Mills, Ex-Officio	
Meeting No. 9	Mr. Hardwick	Mr. Rath	Mr. Lorigo	Mr. Loughran	Mr. Burke	Mr. Mills, Ex-Officio	
Meeting No. 10	Mr. Hardwick	Mr. Rath	Mr. Lorigo	Mr. Loughran	Mr. Burke	Mr. Mills, Ex-Officio	
Meeting No. 11	Mr. Hardwick	Mr. Rath	Mr. Lorigo	Mr. Loughran	Mr. Burke	Mr. Mills, Ex-Officio	
Meeting No. 12	Mr. Hardwick	Mr. Rath	Mr. Lorigo	Mr. Loughran		Mr. Mills, Ex-Officio	Mr. Burke
Meeting No. 13	Mr. Hardwick	Mr. Rath	Mr. Lorigo	Mr. Loughran	Mr. Burke		Mr. Mills, Ex-Officio
Meeting No. 14	Mr. Hardwick	Mr. Rath	Mr. Lorigo	Mr. Loughran	Mr. Burke		Mr. Mills, Ex-Officio

I certify that this is an accurate attendance record for this committee:

KEVIN R. HARDWICK

Kevin R. Hardwick, Chair

Economic Development Committee

	<u>Present</u>					<u>Absent</u>	
Meeting No. 1	Mr. Rath	Mr. Lorigo	Mr. Morton	Mr. Burke	Mr. Loughran	Mr. Mills, Ex-Officio	
Meeting No. 2	Mr. Rath	Mr. Lorigo	Mr. Morton	Mr. Burke	Mr. Loughran	Mr. Mills, Ex-Officio	
Meeting No. 3	Mr. Rath	Mr. Lorigo	Mr. Morton	Mr. Burke	Mr. Loughran	Mr. Mills, Ex-Officio	
Meeting No. 4	Mr. Rath	Mr. Lorigo	Mr. Morton	Mr. Burke	Mr. Loughran	Mr. Mills, Ex-Officio	
Meeting No. 5	Mr. Rath	Mr. Lorigo	Mr. Morton	Mr. Burke	Mr. Loughran	Mr. Mills, Ex-Officio	
Meeting No. 6	Mr. Rath	Mr. Lorigo	Mr. Morton	Mr. Burke	Mr. Loughran	Mr. Mills, Ex-Officio	
Meeting No. 7	Mr. Rath	Mr. Lorigo	Mr. Morton	Mr. Burke	Mr. Loughran	Mr. Mills, Ex-Officio	
Meeting No. 8	Mr. Rath	Mr. Lorigo	Mr. Morton	Mr. Burke	Mr. Loughran	Mr. Mills, Ex-Officio	
Meeting No. 9	Mr. Rath	Mr. Lorigo	Mr. Morton	Mr. Burke	Mr. Loughran	Mr. Mills, Ex-Officio	
Meeting No. 10	Mr. Rath	Mr. Lorigo	Mr. Morton	Mr. Burke	Mr. Loughran	Mr. Mills, Ex-Officio	
Meeting No. 11	Mr. Rath	Mr. Lorigo	Mr. Morton	Mr. Burke	Mr. Loughran	Mr. Mills, Ex-Officio	
Meeting No. 12	Mr. Rath	Mr. Lorigo	Mr. Morton	Mr. Burke	Mr. Loughran	Mr. Mills, Ex-Officio	
Meeting No. 13	Mr. Rath	Mr. Lorigo	Mr. Morton	Mr. Burke	Mr. Loughran	Mr. Mills, Ex-Officio	
Meeting No. 14	Mr. Rath	Mr. Lorigo	Mr. Morton	Mr. Burke	Mr. Loughran		Mr. Mills, Ex-Officio
Meeting No. 15	Mr. Rath	Mr. Lorigo	Mr. Morton	Mr. Burke	Mr. Loughran	Mr. Mills, Ex-Officio	

I certify that this is an accurate attendance record for this committee:

EDWARD A. RATH III

Edward A. Rath, III, Chair

Energy & Environment Committee

	<u>Present</u>					<u>Absent</u>	
Meeting No. 1	Mr. Morton	Mr. Lorigo	Mr. Hardwick	Mr. Burke	Ms. Miller-Williams	Mr. Mills, Ex-Officio	
Meeting No. 2	Mr. Morton	Mr. Lorigo	Mr. Hardwick	Mr. Burke	Ms. Grant	Mr. Mills, Ex-Officio	
Meeting No. 3	Mr. Morton	Mr. Lorigo	Mr. Hardwick	Mr. Burke	Ms. Grant	Mr. Mills, Ex-Officio	
Meeting No. 4	Mr. Morton	Mr. Lorigo	Mr. Hardwick	Mr. Burke	Ms. Grant	Mr. Mills, Ex-Officio	
Meeting No. 5	Mr. Morton	Mr. Lorigo	Mr. Hardwick	Mr. Burke	Ms. Grant	Mr. Mills, Ex-Officio	
Meeting No. 6	Mr. Morton	Mr. Lorigo	Mr. Hardwick	Mr. Burke	Ms. Grant	Mr. Mills, Ex-Officio	
Meeting No. 7	Mr. Morton	Mr. Lorigo	Mr. Hardwick	Mr. Burke	Mr. Savage	Mr. Mills, Ex-Officio	
Meeting No. 8	Mr. Morton	Mr. Lorigo	Mr. Hardwick	Mr. Burke	Mr. Savage	Mr. Mills, Ex-Officio	
Meeting No. 9	Mr. Morton	Mr. Lorigo	Mr. Hardwick	Mr. Burke	Mr. Savage	Mr. Mills, Ex-Officio	
Meeting No. 10	Mr. Morton	Mr. Lorigo	Mr. Hardwick	Mr. Burke	Mr. Savage	Mr. Mills, Ex-Officio	
Meeting No. 11	Mr. Morton	Mr. Lorigo	Mr. Hardwick	Mr. Burke	Mr. Savage	Mr. Mills, Ex-Officio	
Meeting No. 12	Mr. Morton	Mr. Lorigo	Mr. Hardwick	Mr. Burke	Mr. Savage	Mr. Mills, Ex-Officio	
Meeting No. 13	Mr. Morton	Mr. Lorigo	Mr. Hardwick	Mr. Burke	Mr. Savage	Mr. Mills, Ex-Officio	
Meeting No. 14	Mr. Morton	Mr. Lorigo	Mr. Hardwick	Mr. Burke	Mr. Savage	Mr. Mills, Ex-Officio	
Meeting No. 15	Mr. Morton	Mr. Lorigo	Mr. Hardwick	Mr. Burke	Mr. Savage		Mr. Mills, Ex-Officio
Meeting No. 16	Mr. Morton	Mr. Lorigo	Mr. Hardwick	Mr. Burke	Mr. Savage		Mr. Mills, Ex-Officio

I certify that this is an accurate attendance record for this committee:

TED B. MORTON

Ted B. Morton, Chair

Finance & Management Committee

<i>Present</i>					<i>Absent</i>			
Meeting No. 1	Mr. Lorigo	Mr. Rath	Mr. Hardwick		Ms. Miller-Williams		Ms. Grant	Mr. Mills, Ex-Officio
Meeting No. 2	Mr. Lorigo	Mr. Rath	Mr. Hardwick	Ms. Grant	Ms. Miller-Williams	Mr. Mills, Ex-Officio		
Meeting No. 3	Mr. Lorigo	Mr. Rath	Mr. Hardwick	Ms. Grant	Ms. Miller-Williams	Mr. Mills, Ex-Officio		
Meeting No. 4	Mr. Lorigo	Mr. Rath	Mr. Hardwick	Ms. Grant	Ms. Miller-Williams	Mr. Mills, Ex-Officio		
Meeting No. 5	Mr. Lorigo	Mr. Rath	Mr. Hardwick	Ms. Miller-Williams	Mr. Savage	Mr. Mills, Ex-Officio		
Meeting No. 6	Mr. Lorigo		Mr. Hardwick		Mr. Savage	Mr. Mills, Ex-Officio	Mr. Rath	Ms. Miller- Williams
Meeting No. 7	Mr. Lorigo	Mr. Rath	Mr. Hardwick	Ms. Miller-Williams	Mr. Savage	Mr. Mills, Ex-Officio		
Meeting No. 8	Mr. Lorigo	Mr. Rath	Mr. Hardwick	Ms. Miller-Williams	Mr. Savage	Mr. Mills, Ex-Officio		
Meeting No. 9	Mr. Lorigo	Mr. Rath	Mr. Hardwick	Ms. Miller-Williams	Mr. Savage	Mr. Mills, Ex-Officio		
Meeting No. 10	Mr. Lorigo	Mr. Rath	Mr. Hardwick	Ms. Miller-Williams	Mr. Savage	Mr. Mills, Ex-Officio		
Meeting No. 11	Mr. Lorigo	Mr. Rath	Mr. Hardwick	Ms. Miller-Williams	Mr. Savage	Mr. Mills, Ex-Officio		
Meeting No. 12	Mr. Lorigo	Mr. Rath	Mr. Hardwick	Ms. Miller-Williams	Mr. Savage	Mr. Mills, Ex-Officio		
Meeting No. 13	Mr. Lorigo	Mr. Rath	Mr. Hardwick	Ms. Miller-Williams	Mr. Savage	Mr. Mills, Ex-Officio		
Meeting No. 14	Mr. Lorigo	Mr. Rath	Mr. Hardwick	Ms. Miller-Williams	Mr. Savage		Mr. Mills, Ex-Officio	
Meeting No. 15	Mr. Lorigo	Mr. Rath	Mr. Hardwick	Ms. Miller-Williams	Mr. Savage		Mr. Mills, Ex-Officio	

I certify that this is an accurate attendance record for this committee:

JOSEPH C. LORIGO

Joseph C. Lorigo, Chair

Finance & Management/Budget Committee

<i>Present</i>					<i>Absent</i>			
Meeting No. 1	Mr. Lorigo	Mr. Rath	Mr. Hardwick	Mr. Morton	Ms. Grant	Ms. Miller-Williams	Mr. Savage	Mr. Mills, Ex-Officio

I certify that this is an accurate attendance record for this committee:

JOSEPH C. LORIGO

Joseph C. Lorigo, Chair

Government Affairs Committee

<i>Present</i>					<i>Absent</i>			
Meeting No. 1	Mr. Hardwick	Ms. Dixon	Mr. Morton	Mr. Loughran	Ms. Marinelli	Mr. Mills, Ex-Officio		
Meeting No. 2	Mr. Hardwick	Ms. Dixon	Mr. Morton	Mr. Loughran	Ms. Miller-Williams	Mr. Mills, Ex-Officio		
Meeting No. 3	Mr. Hardwick	Ms. Dixon	Mr. Morton	Mr. Loughran		Mr. Mills, Ex-Officio	Ms. Miller-Williams	
Meeting No. 4	Mr. Hardwick	Ms. Dixon	Mr. Morton	Mr. Loughran	Ms. Miller-Williams	Mr. Mills, Ex-Officio		
Meeting No. 5	Mr. Hardwick	Ms. Dixon	Mr. Morton	Mr. Loughran	Ms. Miller-Williams		Mr. Mills, Ex-Officio	
Meeting No. 6	Mr. Hardwick	Ms. Dixon	Mr. Morton	Mr. Loughran	Ms. Miller-Williams		Mr. Mills, Ex-Officio	
Meeting No. 7	Mr. Hardwick	Ms. Dixon	Mr. Morton	Mr. Loughran	Ms. Miller-Williams	Mr. Mills, Ex-Officio		
Meeting No. 8	Mr. Hardwick	Ms. Dixon	Mr. Morton	Mr. Loughran	Ms. Miller-Williams	Mr. Mills, Ex-Officio		
Meeting No. 9	Mr. Hardwick	Ms. Dixon	Mr. Morton	Mr. Loughran	Ms. Miller-Williams	Mr. Mills, Ex-Officio		
Meeting No. 10	Mr. Hardwick	Ms. Dixon	Mr. Morton	Mr. Loughran	Ms. Miller-Williams	Mr. Mills, Ex-Officio		
Meeting No. 11	Mr. Hardwick	Ms. Dixon	Mr. Morton	Mr. Loughran	Ms. Miller-Williams	Mr. Mills, Ex-Officio		
Meeting No. 12	Mr. Hardwick	Ms. Dixon	Mr. Morton	Mr. Loughran	Ms. Miller-Williams	Mr. Mills, Ex-Officio		
Meeting No. 13	Mr. Hardwick	Ms. Dixon	Mr. Morton	Mr. Loughran	Ms. Miller-Williams	Mr. Mills, Ex-Officio		
Meeting No. 14	Mr. Hardwick	Ms. Dixon	Mr. Morton	Mr. Loughran	Ms. Miller-Williams		Mr. Mills, Ex-Officio	
Meeting No. 15	Mr. Hardwick	Ms. Dixon	Mr. Morton	Mr. Loughran	Ms. Miller-Williams		Mr. Mills, Ex-Officio	

I certify that this is an accurate attendance record for this committee:

KEVIN R. HARDWICK

Kevin R. Hardwick, Chair

Health & Human Services Committee

<i>Present</i>					<i>Absent</i>			
Meeting No. 1	Ms. Dixon	Mr. Morton	Mr. Lorigo	Ms. Marinelli	Ms. Miller-Williams	Mr. Mills, Ex-Officio		
Meeting No. 2	Ms. Dixon	Mr. Morton	Mr. Lorigo	Ms. Grant	Ms. Miller-Williams	Mr. Mills, Ex-Officio		

Meeting No. 3	Ms. Dixon	Mr. Morton	Mr. Lorigo	Ms. Grant	Ms. Miller-Williams	Mr. Mills, Ex-Officio	
Meeting No. 4	Ms. Dixon	Mr. Morton	Mr. Lorigo	Ms. Grant		Mr. Mills, Ex-Officio	Ms. Miller-Williams
Meeting No. 5	Ms. Dixon	Mr. Morton	Mr. Lorigo	Ms. Grant	Ms. Miller-Williams	Mr. Mills, Ex-Officio	
Meeting No. 6	Ms. Dixon	Mr. Morton	Mr. Lorigo	Ms. Grant	Ms. Miller-Williams	Mr. Mills, Ex-Officio	
Meeting No. 7	Ms. Dixon	Mr. Morton	Mr. Lorigo	Ms. Grant	Ms. Miller-Williams	Mr. Mills, Ex-Officio	
Meeting No. 8	Ms. Dixon	Mr. Morton	Mr. Lorigo	Ms. Grant	Ms. Miller-Williams	Mr. Mills, Ex-Officio	
Meeting No. 9	Ms. Dixon	Mr. Morton	Mr. Lorigo	Ms. Grant	Ms. Miller-Williams	Mr. Mills, Ex-Officio	
Meeting No. 10	Ms. Dixon	Mr. Morton	Mr. Lorigo	Ms. Grant	Ms. Miller-Williams	Mr. Mills, Ex-Officio	
Meeting No. 11	Ms. Dixon		Mr. Lorigo	Ms. Grant	Ms. Miller-Williams	Mr. Mills, Ex-Officio	Mr. Morton
Meeting No. 12	Ms. Dixon	Mr. Morton	Mr. Lorigo	Ms. Grant	Ms. Miller-Williams	Mr. Mills, Ex-Officio	
Meeting No. 13	Ms. Dixon	Mr. Morton	Mr. Lorigo	Ms. Grant	Ms. Miller-Williams	Mr. Mills, Ex-Officio	
Meeting No. 14	Ms. Dixon	Mr. Morton	Mr. Lorigo	Ms. Grant	Ms. Miller-Williams		Mr. Mills, Ex-Officio
Meeting No. 15	Ms. Dixon	Mr. Morton	Mr. Lorigo	Ms. Grant	Ms. Miller-Williams		Mr. Mills, Ex-Officio

I certify that this is an accurate attendance record for this committee:

LYNNE M. DIXON

Lynne M. Dixon, Chair

Minority & Women Business Enterprise Committee

	<i>Present</i>				<i>Absent</i>	
Meeting No. 1	Mr. Mills	Ms. Dixon	Mr. Lorigo	Ms. Grant	Mr. Savage	
Meeting No. 2	Mr. Mills	Ms. Dixon	Mr. Lorigo	Ms. Grant	Mr. Savage	
Meeting No. 3	Mr. Mills	Ms. Dixon	Mr. Lorigo	Ms. Grant	Mr. Savage	
Meeting No. 4		Ms. Dixon	Mr. Lorigo	Ms. Grant	Mr. Savage	Mr. Mills

I certify that this is an accurate attendance record for this committee:

JOHN J. MILLS

John J. Mills, Chair

Public Safety Committee

	<i>Present</i>				<i>Absent</i>	
Meeting No. 1	Mr. Rath	Ms. Dixon	Mr. Morton	Mr. Burke	Ms. Grant	Mr. Mills, Ex-Officio
Meeting No. 2	Mr. Rath	Ms. Dixon	Mr. Morton	Mr. Burke	Ms. Grant	Mr. Mills, Ex-Officio
Meeting No. 3	Mr. Rath	Ms. Dixon	Mr. Morton	Mr. Burke	Ms. Grant	Mr. Mills, Ex-Officio
Meeting No. 4	Mr. Rath	Ms. Dixon	Mr. Morton	Mr. Burke	Ms. Grant	Mr. Mills, Ex-Officio
Meeting No. 5	Mr. Rath	Ms. Dixon	Mr. Morton	Mr. Burke	Ms. Grant	Mr. Mills, Ex-Officio
Meeting No. 6	Mr. Rath	Ms. Dixon	Mr. Morton	Ms. Grant	Mr. Savage	Mr. Mills, Ex-Officio
Meeting No. 7	Mr. Rath	Ms. Dixon	Mr. Morton	Ms. Grant	Mr. Savage	Mr. Mills, Ex-Officio
Meeting No. 8	Mr. Rath	Ms. Dixon	Mr. Morton	Ms. Grant	Mr. Savage	Mr. Mills, Ex-Officio
Meeting No. 9	Mr. Rath	Ms. Dixon	Mr. Morton	Ms. Grant	Mr. Savage	Mr. Mills, Ex-Officio
Meeting No. 10	Mr. Rath	Ms. Dixon	Mr. Morton		Mr. Savage	Mr. Mills, Ex-Officio
Meeting No. 11	Mr. Rath	Ms. Dixon	Mr. Morton		Mr. Savage	Mr. Mills, Ex-Officio
Meeting No. 12	Mr. Rath	Ms. Dixon	Mr. Morton		Mr. Savage	Mr. Mills, Ex-Officio
Meeting No. 13	Mr. Rath	Ms. Dixon	Mr. Morton	Ms. Grant	Mr. Savage	Mr. Mills, Ex-Officio
Meeting No. 14	Mr. Rath	Ms. Dixon	Mr. Morton	Ms. Grant	Mr. Savage	Mr. Mills, Ex-Officio
Meeting No. 15	Mr. Rath	Ms. Dixon	Mr. Morton	Ms. Grant	Mr. Savage	Mr. Mills, Ex-Officio
Meeting No. 16	Mr. Rath	Ms. Dixon	Mr. Lorigo	Ms. Grant	Mr. Savage	Mr. Mills, Ex-Officio

I certify that this is an accurate attendance record for this committee:

EDWARD A. RATH III

Edward A. Rath, III, Chair

Received, filed and printed.

Item 42 – (COMM. 2E-9) Letter to County Attorney Regarding Appointment to Buffalo & EC Public Library Board of Trustees

Item 43 – (COMM. 2E-10) Letter to Buffalo & EC Public Library Director Requesting Board of Trustees Bylaws

The above two items were received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 44 – (COMM. 2E-11) Youth Bureau - Additional State Funding

Item 45 – (COMM. 2E-12) ECC - STEM Building - A/E Agreement

The above two items were received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM LEGISLATOR MILLER-WILLIAMS

Item 46 – (COMM. 2E-13) Letter Regarding Partnership for the Public Good

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 47 – (COMM. 2E-14) Rath Building DISS Data Center Renovations - National Grid Incentive for HVAC Equipment and Lighting Improvements

Item 48 – (COMM. 2E-15) Rath Building Social Services - First & Second Floor Renovations

Item 49 – (COMM. 2E-16) OPEN ITEM - Town of Evans Shoreline Trail - Multi-Use Pathway - Phase III Design

Item 50 – (COMM. 2E-17) 2015-2019 Consolidated Plan and 2015 Annual Action Plan Component for the Community Development, Emergency Solutions, and Home Investment

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

Item 51 – (COMM. 2E-18) Elma Meadows Golf Course - 2014 Club House Roof Replacement

Item 52 – (COMM. 2E-19) Niagara Street Culvert - Acceptance of Funds

Item 53 – (COMM. 2E-20) EC Sewer District No. 6 - Contract No. 52 - Close-Out Well Street Pump Station Roof Replacement

Item 54 – (COMM. 2E-21) EC Sewer District No. 3 - Change Order No. 1 to Contracts, Southtowns Influent Pumping Station and ORF Improvements Project

Item 55 – (COMM. 2E-22) Elma Meadows Golf Course - 2015 Irrigation System Replacement Project

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

FROM LEGISLATOR LORIGO

Item 56 – (COMM. 2E-23) Letter to County Attorney Regarding Audit of Correctional Health Services and Inmate Medical Costs

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 57 – (COMM. 2E-24) 2015 Levy of Evans Town and Special District Budgets

Item 58 – (COMM. 2E-25) Conditionally Exempt Small Quantity Generator Program Budget Amendment

Item 59 – (COMM. 2E-26) Utility Review - Authorization to Contract

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

Item 60 – (COMM. 2E-27) Indigent Legal Services Grant

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM LEGISLATOR MILLER-WILLIAMS

Item 61 – (COMM. 2E-28) 2015 Roswell Park Cancer Institute Memorandum of Support of E-Cigarette Legislation

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 62 – (COMM. 2E-29) Reimbursement for the Use of Emergency Services Personnel

Item 63 – (COMM. 2E-30) Correctional Health - 2015 Budget Technical Adjustment

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

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE CLERK OF THE LEGISLATURE

Item 64 – (COMM. 2D-1) Notice of Public Hearing Regarding LL Int. 9-1 (2014)

NOTICE OF PUBLIC HEARING/MEDIA ADVISORY

PLEASE TAKE NOTICE that a meeting of the County Legislature of the County of Erie, New York, shall be held in the Chambers of the Legislature, located at Old County Hall, 92 Franklin Street, 4th Floor, Buffalo, New York, in said County, on the 26th day of January, 2015, at 4:30 o'clock p.m., prevailing time, for the purpose of conducting a public hearing to hear public comment on Local Law Intro. 9-1 (2014) "A Local Law in Relation to the Regulation of Electronic Cigarettes ("E-Cigarettes").

Copies of the proposed Local law are available for Public Inspection at the Office of the Clerk of the Legislature, located at Old County Hall, 92 Franklin Street, 4th Floor, Buffalo, New York 14202. The proposed Local Law can also be viewed on the internet at http://www2.erie.gov/legislature/sites/www2.erie.gov.legislature/files/uploads/Session_Folders/2014/Session_26/14LL%20Int.9-1.PDF.

Dated: Buffalo, New York
January 8, 2015

By: Karen M. McCarthy
Clerk, County Legislature

Received, filed and printed.

Item 65 – (COMM. 2D-2) Letter to Legislature Regarding LL Int. 9-1 (2014)

Item 66 – (COMM. 2D-3) Organizations Funded by EC - 2014 Closeout Report

Item 67 – (COMM. 2D-4) Organizations Funded by EC - 2015 Budget Submissions

Item 68 – (COMM. 2D-5) Organizations Submissions Pursuant to 2015 Budget Resolution

B

The above four items were received and filed.

FROM THE COMMISSIONER, DEPARTMENT OF SOCIAL SERVICES

Item 69 – (COMM. 2D-6) Comm. 12E-34 Compliance Report - December - CPS Caseloads

Received and filed.

FROM THE COMPTROLLER

Item 70 – (COMM. 2D-7) Notice of Audit of Fleet Services

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE DIRECTOR, REAL PROPERTY TAX SERVICES

Item 71 – (COMM. 2D-8) Cost to Prepare Village Tax Rolls & Bills

Item 72 – (COMM. 2D-9) Cost to Prepare City of Tonawanda Tax Rolls & Bills

Item 73 – (COMM. 2D-10) Cost to Prepare School District Tax Rolls & Bills

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

FROM THE COUNTY ATTORNEY

Item 74 – (COMM. 2D-11) Transmittal of New Claims Against Erie County

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE BUFFALO & EC PUBLIC LIBRARY

Item 75 – (COMM. 2M-1) January 18, 2015 Board of Trustees Agenda

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE NFTA

Item 76 – (COMM. 2M-2) 2015-2019 Five Year Capital Plan

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE NYSDEC

Item 77 – (COMM. 2M-3) Cleanup Requirements Achieved at Brownfield Webster Block Site, 75 Main St, Buffalo

Item 78 – (COMM. 2M-4) Cleanup Requirements Achieved at Brownfield Site, 822 Seneca St, Buffalo

Item 79 – (COMM. 2M-5) Cleanup Requirements Achieved at Brownfield Site, 1001/979 St, Buffalo

Item 80 – (COMM. 2M-6) Remedy Proposed for Brownfield Site, 295 Maryland St, Buffalo

Item 81 – (COMM. 2M-7) Draft Investigation Work Plan for Brownfield Site, 73-79 W. Huron St, Buffalo

Item 82 – (COMM. 2M-8) Cleanup and Remedial Measures Proposed, 500 Seneca St, Buffalo

Item 83 – (COMM. 2M-9) Brownfield Cleanup Program Public Notice, Northtown Inc. Site, Amherst

Item 84 – (COMM. 2M-10) Funding to Complete Cleanup of 13 Municipally Owned Contaminated Sites

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

FROM THE NYS DEPARTMENT OF PUBLIC SERVICE

Item 85 – (COMM. 2M-11) Reforming the Energy Initiative

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE EXECUTIVE DIRECTOR, EC WATER AUTHORITY

Item 86 – (COMM. 2M-12) Response to Comptroller's Audit Report

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE EC AUDIT COMMITTEE

Item 87 – (COMM. 2M-13) 2013 Annual Report

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE TOWN CLERK, TOWN OF TONAWANDA

Item 88 – (COMM. 2M-14) Town Resolution Requesting EC Make Direct Payment of Town's Portion of Sales Tax Revenue

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE PARTNERSHIP FOR THE PUBLIC GOOD

Item 89 – (COMM. 2M-15) Statement on Requiring Inmates to Make Medical Co-Payments

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

ANNOUNCEMENTS

Item 90 – CHAIR MILLS announced the committee schedule for February 5, 2015 has been distributed.

MEMORIAL RESOLUTIONS

Item 91 – Legislator Dixon requested that when the Legislature adjourns, it do so in memory of Mary Blakeslee, Stanley Buczkowski, Bernice Gifford, Diane Houseknecht, John Kaczor, Mary Koessler, David Penna, and Stephen Strnad.

Item 92 – Legislator Grant requested that when the Legislature adjourns, it do so in memory of Sandra Archibald and Earl D. Gist.

Item 93 – Legislator Hardwick requested that when the Legislature adjourns, it do so in memory of Jean Arnold, Julia Burdo, Evelyn Oship, Ronald Shiesley, and Alexander Skoney.

Item 94 – Legislator Lorigo requested that when the Legislature adjourns, it do so in memory of John Moldoch.

Item 95 – Legislator Miller-Williams requested that when the Legislature adjourns, it do so in memory of Viola Mitchell.

Item 96 – Legislator Rath requested that when the Legislature adjourns, it do so in memory of Adrian F. Dedecker Jr, Eugene Irvin Hofmeier, Sally Larkin Kryder, James T. McFarland, and George J. Smith.

ADJOURNMENT

Item 97 - At this time, there being no further business to transact, CHAIR MILLS announced that the Chair would entertain a Motion to Adjourn.

MR. LORIGO moved that the Legislature adjourn until Thursday, February 12, 2015 at 2:00 p.m. Eastern Standard Time. MR. Rath seconded.

CARRIED UNANIMOUSLY.

CHAIR MILLS declared the Legislature adjourned until Thursday, February 12, 2015 at 2:00 p.m. Eastern Standard Time.

**KAREN M. McCARTHY
CLERK OF THE LEGISLATURE**