

**ERIE COUNTY LEGISLATURE  
MEETING NO. 28  
SPECIAL MEETING  
DECEMBER 23, 2010**

The Legislature was called to order by Chair Miller-Williams.

All members present.

An Invocation was held, led by Mr. Rath, who offered a short prayer concerning the ‘spirit of the season.’

The Pledge of Allegiance was led by Ms. Grant.

**COMMITTEE REPORTS**

Item 1 – MR. LOUGHRAN presented the following report and moved for immediate consideration and approval. MR. MAZUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 256

|                   |  |
|-------------------|--|
| December 20, 2010 | COMMUNITY ENRICHMENT<br>COMMITTEE<br>REPORT NO. 10 |
|-------------------|--|

ALL MEMBERS PRESENT.

CHAIR MILLER-WILLIAMS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following item is hereby received and filed:
  - a. COMM. 27M-2 (2010)  
BUFFALO & EC PUBLIC LIBRARY: “Proposed Agenda for 12/16/2010”  
(6-0)

**THOMAS A. LOUGHRAN  
CHAIR**

**COMMUNICATIONS DISCHARGED FROM COMMITTEE**

Item 2 – MR. MILLS moved to discharge the GOVERNMENT AFFAIRS COMMITTEE of further consideration of COMM. 14E-9 (2010). MS. BOVE seconded.

CHAIR MILLER-WILLIAMS directed that a roll-call vote be taken.

AYES: MS. DIXON, MR. FUDOLI, MR. HARDWICK, MR. MILLS, MR. RATH, MR. WALTER, MS. BOVE and CHAIR MILLER-WILLIAMS. NOES: MS. GRANT, MR. KOZUB, MR. LOUGHRAN, MS. MARINELLI, MR. MAZUR, MR. WHALEN and MS. WHYTE.  
(AYES: 8; NOES: 7)

CARRIED.

RESOLUTION NO. 257

RE: Request Authorization to Accept  
Efficiency Grant Funds - Six-Sigma  
Staffing & Training  
(COMM. 14E-9, 2010)

WHEREAS, County Executive Collins has called for changes to the proposed operational effectiveness and adopted budgets within the departments and agencies within the County, requiring the operational processes be transparent, quantitatively explicit in terms of outcome measures and detailed in accounting for all costs and revenue sources for each area of service delivery; and

WHEREAS, in connection with this initiative the County requires a Director of Six Sigma to facilitate projects, reporting and cost-savings initiatives; and

WHEREAS, the ECFSA in Resolution 10-23, dated June 29, 2010, approved additional funding for the Director of Six Sigma for fiscal year 2011 in an amount not to exceed \$163,334; and

WHEREAS, to ensure the implementation of Six Sigma, the Director of Six Sigma issued a RFP to solicit proposals for "Professional Training, Consultation and Assistance in Implementation of Lean/Six Sigma Methodologies"; and

WHEREAS, the ECFSA funded a pilot program via ECFSA Resolution 08-43 on April 11, 2008 and approved additional funding for training via Resolution 08-63, September 15, 2008; and

WHEREAS, based upon the success of the efforts to date the ECFSA has approved additional funding for future waves of Six Sigma training via Resolutions 09-32, dated May 9, 2009, and an additional \$66,259 in Resolution 10-24 dated June 29, 2010; and

WHEREAS, the University at Buffalo Center for Industrial Effectiveness was selected to conduct the Lean/Six Sigma Training.

NOW, THEREFORE, BE IT

RESOLVED, that the County is hereby authorized to accept Efficiency Grant funds from the ECFSA to fund the Six Sigma Director position for 2011 in an amount not to exceed \$163,334; and be it further

RESOLVED, that the County is hereby authorized to accept Efficiency Grant funds from the ECFSA for on-going Six Sigma training in an amount not to exceed \$66,259; and be it further

RESOLVED, that the County Executive is authorized to enter into agreement with the University at Buffalo Center for Industrial Effectiveness for training; and be it further

RESOLVED, that the Director of Budget and Management and Erie County Comptroller are hereby authorized to make any budget and accounting adjustments required to accept efficiency grant funds as outlined above; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive, County Comptroller, Director of Budget and Management, Director of Six Sigma and the County Attorney.

MR. MILLS moved to approve the item. MS. BOVE seconded.

CHAIR MILLER-WILLIAMS directed that a roll-call vote be taken.

AYES: MS. DIXON, MR. FUDOLI, MR. HARDWICK, MR. MILLS, MR. RATH, MR. WALTER, MS. BOVE, MS. GRANT, MS. MARINELLI, CHAIR MILLER-WILLIAMS, MR. WHALEN and MS. WHYTE. NOES: MR. KOZUB, MR. LOUGHRAN and MR. MAZUR. (AYES: 12; NOES: 3)

CARRIED.

Item 3 – MS. WHYTE moved to discharge the COMMUNITY ENRICHMENT COMMITTEE of further consideration of COMM. 27E-6 (2010). MR. LOUGHRAN seconded.

CHAIR MILLER-WILLIAMS directed that a roll-call vote be taken.

AYES: MS. DIXON, MR. FUDOLI, MR. HARDWICK, MR. MILLS, MR. RATH, MR. WALTER, MS. BOVE, MS. GRANT, MR. KOZUB, MR. LOUGHRAN, MS. MARINELLI, MR. MAZUR, CHAIR MILLER-WILLIAMS, MR. WHALEN and MS. WHYTE. NOES: None. (AYES: 15; NOES: 0)

CARRIED UNANIMOUSLY.

RESOLUTION NO. 258

RE: Appropriation of Transitional Funding  
for the Buffalo & EC Public Library  
System  
(COMM. 27E-6, 2010)

WHEREAS, the Buffalo and Erie County Public Library System is facing significant funding reductions for 2011, including a \$4 million reduction in Erie County tax dollars and \$3 million from New York State; and

WHEREAS, in order to better serve library users at a decreased tax dollar funding level, the library is implementing a restructuring plan; and

WHEREAS, as part of the implementation of the restructuring plan, many branch libraries are proposing to temporarily reduce their hours of operation for 2011 to levels below state mandated minimums; and

WHEREAS, after submittal of the proposed 2011 budget to the Erie County Legislature for consideration, Erie County received federal Medicaid Assistance funds beyond anticipated amounts for 2010; and

WHEREAS, these funds can be used to assist the Buffalo and Erie County Public Library branches increase hours of operation beyond those proposed for 2011 while the library system continues to implement its restructuring plan.

NOW, THEREFORE, BE IT

RESOLVED, that County Legislature of the County of Erie authorizes the County Executive of the County of Erie to enter into and execute a contract with the Erie County Public Library System in an amount not to exceed three million dollars (\$3,000,000) for the Erie County Public Library System to distribute sufficient funding to branch libraries in order to maintain hours of operations as outlined in the attached accompanying memorandum; and be it further

RESOLVED, that the 2010 Fund 110 operating budget of the County be increased as follows:

|   |             |
|---|-------------|
| Revenue   |             |
| Fund Center 120 Social Services                               |             |
| Account 414030 - Federal Medical Assistance Percentage (FMAP) | \$3,000,000 |
| Expense   |             |
| Fund Center 14020 - County wide Interfund                     |             |
| Account 570000 - Interfund Transfers                          | \$3,000,000 |

and be it further

RESOLVED, that the 2010 and 2011 operating budget of the Library shall be amended as necessary by the Board of Trustees to effectuate the above changes; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, the Division of Budget and Management, the County Attorney, the Director of the Buffalo and Erie County Public Library System and the Erie County Comptroller.

MR. MILLS moved to approve the item. MR. KOZUB seconded.

CHAIR MILLER-WILLIAMS directed that a roll-call vote be taken.

AYES: MS. DIXON, MR. FUDOLI, MR. HARDWICK, MR. MILLS, MR. RATH, MR. WALTER, MS. BOVE, MS. GRANT, MR. KOZUB, MR. LOUGHRAN, MS. MARINELLI, MR. MAZUR, CHAIR MILLER-WILLIAMS, MR. WHALEN and MS. WHYTE. NOES: None.  
(AYES: 15; NOES: 0)

CARRIED UNANIMOUSLY.

**COMMUNICATIONS FROM ELECTED OFFICIALS**

**FROM CHAIR MILLER-WILLIAMS**

Item 4 – (COMM. 28E-1) Calling Special Meeting

Received, Filed and Printed.

December 21, 2010

Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin St., 4th Floor  
Buffalo, N.Y. 14202

Dear Mr. Graber:

Please be advised that there is a need to call a Special Meeting of the Erie County Legislature in order to advance important legislation before the end of the year. Accordingly, pursuant to Rule 2.02 of the Rules of Order of the Erie County Legislature, you are hereby directed to call a SPECIAL MEETING of the Erie County Legislature to be held on THURSDAY, DECEMBER 23, 2010 at 2:00 O’CLOCK in the afternoon of that day in the Erie County Legislature Chambers, 4th Floor of Old County Hall, 92 Franklin St., Buffalo, N.Y.

The purpose of the Special Meeting will be to consider the following:

- 1) Report No. 10 of the Community Enrichment Committee;
- 2) A Discharge from the Government Affairs Committee, Comm. 14E-9 (2010) from the County Executive. RE: Request Authorization to Accept Efficiency Grant Funds Six-Sigma Staffing & Training;
- 3) A Discharge from the Community Enrichment Committee, Comm. 27E-6 (2010) from the County Executive. RE: Appropriation of Transitional Funding for the Buffalo & EC Public Library System.

The items on the agenda of the Special Meeting will include Report No. 10 of the Community Enrichment Committee; Discharge items Comm. 14E-9 (2010) and Comm. 27E-6 (2010); my letter to you directing the calling of the Special Meeting; and your Memo as Clerk of the Legislature to Members of the Legislature calling the Special Meeting. Thank you.

Sincerely,

Barbara Miller-Williams, Chair

Erie County Legislature

**COMMUNICATIONS FROM THE DEPARTMENTS**

**FROM THE CLERK OF THE LEGISLATURE**

Item 5 – (COMM. 28D-1) Special Meeting Notice

Received, Filed and Printed.

December 21, 2010

TO: ALL MEMBERS OF THE ERIE COUNTY LEGISLATURE  
FROM: ROBERT M. GRABER, CLERK  
SUBJECT: SPECIAL MEETING NOTICE

PLEASE TAKE NOTICE that pursuant to Rule 2.02 of the RULES OF ORDER of the Erie County Legislature, and under the direction of Chair Barbara Miller-Williams, there will be a SPECIAL MEETING of the Erie County Legislature on THURSDAY, DECEMBER 23, 2010 at 2:00 O’CLOCK in the afternoon of that day in the Erie County Legislature Chambers, 4th Floor of Old County Hall, 92 Franklin St., Buffalo, N.Y.

The purpose of the Special Meeting will be to consider the following:

- 1) Report No. 10 of the Community Enrichment Committee;
- 2) A Discharge from the Government Affairs Committee, Comm. 14E-9 (2010) from the County Executive. RE: Request Authorization to Accept Efficiency Grant Funds Six-Sigma Staffing & Training;
- 3) A Discharge from the Community Enrichment Committee, Comm. 27E-6 (2010) from the County Executive. RE: Appropriation of Transitional Funding for the Buffalo & EC Public Library System.

The items on the agenda of the Special Meeting will include Report No. 10 of the Community Enrichment Committee; Discharge items Comm. 14E-9 (2010) and Comm. 27E-6 (2010); Chair Miller-Williams’ letter to me directing the calling of the Special Meeting; and my Memo as Clerk of the Legislature to Members of the Legislature calling the Special Meeting.

Thank you.

**ANNOUNCEMENTS**

Item 6 – CHAIR MILLER-WILLIAMS announced that the next session of the Legislature is scheduled for Thursday, January 6, 2011 at 2:00 P.M.

Item 7 – LEGISLATOR KOZUB announced best wishes for a ‘Merry Christmas.’

Item 8 – LEGISLATOR GRANT announced best wishes for a ‘Happy Kwanzaa.’

### **MEMORIAL RESOLUTIONS**

Item 9 – LEGISLATOR DIXON requested that when the Legislature adjourns, it do so in memory of Jackie Jergens.

Item 10 – LEGISLATOR RATH requested that when the Legislature adjourns, it do so in memory of William H. Zacher.

Item 11 – LEGISLATOR MAZUR requested that when the Legislature adjourns, it do so in memory of William J. Roberts Sr. and Alfred F. ‘Freddie’ Wnek Sr.

### **ADJOURNMENT**

Item 12 - At this time, there being no further business to transact, CHAIR MILLER-WILLIAMS announced that the Chair would entertain a Motion to Adjourn.

MR. MAZUR moved that the Legislature adjourn until Thursday, January 6, 2011 at 2:00 P.M. Eastern Standard Time. MR. WALTER seconded.

CARRIED UNANIMOUSLY.

CHAIR MILLER-WILLIAMS declared the Legislature adjourned until Thursday, January 6, 2011 at 2:00 P.M. Eastern Standard Time.

**ROBERT M. GRABER**  
**CLERK OF THE LEGISLATURE**