



THE ERIE COUNTY LEGISLATURE

Session No. 7

April 12, 2018

Peter J. Savage, III
Chair

April N.M. Baskin
Majority Leader

Joseph C. Lorigo
Minority Leader

Robert M. Graber
Clerk of the Legislature

ROLL CALL

INVOCATION – Mr. Hardwick

PLEDGE OF ALLEGIANCE – Mr. Mills

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING – [Meeting No. 6](#)

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

MILLS [Honoring & Celebrating Clara Crandell Vredenburg on Her 100th Birthday](#)

MILLS [Honoring the Lives of the Sailors who Perished while Serving on the USS Iowa](#)

LORIGO [Congratulating the Towns of Aurora, Holland and Wales on Their Bicentennial](#)

BRUSO [In Remembrance of Loving Wife, Mother, and Grandmother Barbara A. Huestis](#)

DIXON [Celebrating the 150th Anniversary of the Lake View Community](#)

DIXON, LORIGO, SAVAGE, BASKIN, HARDWICK, MILLS, RATH, BRUSO, BURKE, LOUGHRAN & MILLER-WILLIAMS [Declaring the Month of April 2018 as "Sexual Assault Awareness Month" in Erie County](#)

LOCAL LAWS:

REFERENCE:

LL INTRO. 1-2 10/4/2017	BURKE	A LL to Prevent Medical Waste from Entering the Great Lakes, Also Known as the Erie County Pharmaceutical Water Pollution Act	Energy & Environment
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LL INTRO. 4-1 2/27/2017	BURKE	Preventing Underground Tattoo Parlors: A LL to Increase the Ability of Law Enforcement to Prevent Illegal Tattooing	Government Affairs
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LL INTRO. 8-1 4/12/2017	BURKE	Honeybee Protection Act	Energy & Environment
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<u>LL INTRO. 12-1</u> <u>7/10/2017</u>	LORIGO	A LL Requiring Disclosure of Origin and Composition of All Manufactured Parts in Surgically Implanted Dental Devices	Health & Human Services
<u>LL INTRO. 14-1</u> <u>9/21/2017</u>	BURKE	A LL in Relation to Erie County Investing in Local Businesses and Residents, and in Doing so Investing in American Produced Products and Citizens, Also Known as "The Invest in Erie, Invest in America Act"	Economic Development
<u>LL INTRO. 15-1</u> <u>10/4/2017</u>	BURKE	A LL Amending Local Law No. 1-1959, Constituting the Erie County Charter, as Amended, Amending Article 10, in Relation to Establishing an "Erie County Water Quality Commission"	Energy & Environment
<u>LL INTRO. 16-1</u> <u>10/4/2017</u>	BURKE	A LL Protecting Children's Respiratory Health: Banning Smoking in the Car with Children	Health & Human Services
<u>LL INTRO. 17-1</u> <u>10/5/2017</u>	BURKE	A LL Entitled, "SPRAWL PREVENTION ACT" Otherwise known as "MUNICIPAL AND REGIONAL INFRASTRUCTURE ACT" for the Creation of an Erie County Planning Board	Finance & Management
<u>LL INTRO. 20-1</u> <u>11/01/2017</u>	MORTON	A LL Requiring that All County Contracts Include Provisions that Ensure Goods and Materials Purchased or Used Shall be Manufactured in New York	Economic Development
<u>LL INTRO. 21-1</u> <u>11/16/2017</u>	GRANT, SAVAGE, LOUGHRAN, BURKE & MILLER-WILLIAMS	County of Erie Fair Housing Law: A LL in Relation to Fair Housing in Erie County	Economic Development
<u>LL INTRO. 22-1</u> <u>12/06/2017</u>	RATH	A LL Banning Individuals from Elected or Appointed Offices Who Commit Malfeasance or Misconduct in Office Rising to the Level of a Felony Conviction	Government Affairs
<u>LL INTRO. 23-1</u> <u>12/07/2017</u>	MILLS	A LL Banning Smoking Near and Inside Bus Shelters	Health & Human Services

LL INTRO. 2-1 3/6/2018	DIXON, LORIGO, RATH, HARDWICK & MILLS	A LL Amending LL #2 (2014) to Include the Known Abuse of Drugs on Property as a Violation of the Social Host Law	Health & Human Services
LL INTRO. 3-1 3/13/2018	RATH	A LL banning individuals from holding elected offices or being appointed to certain boards or commissions who are convicted of certain felony charges	Government Affairs
LL INTRO. 4-1 3/13/2018	BURKE, BASKIN & BRUSO	A LL in relation to a requirement for NYS Certified Worker Training Programs by contractors and subcontractors under construction contracts, as defined herein, with the County of Erie	Economic Development
LL INTRO. 5-1 4/9/2018	BASKIN, BRUSO, BURKE, SAVAGE, LOUGHRAN & MILLER-WILLIAMS	A LL in relation to fair housing in Erie County	

COMMITTEE REPORTS:

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

[REPORT No. 3](#) PUBLIC SAFETY COMMITTEE

[REPORT No. 6](#) ENERGY & ENVIRONMENT COMMITTEE

[REPORT No. 6](#) HEALTH & HUMAN SERVICES COMMITTEE

[REPORT No. 5](#) ECONOMIC DEVELOPMENT COMMITTEE

[REPORT No. 4](#) GOVERNMENT AFFAIRS COMMITTEE

LEGISLATOR RESOLUTIONS:

REFERENCE:

[INTRO. 7-1](#) MILLER-WILLIAMS Improving School Safety through
Support for School Resource Officers

[INTRO. 7-2](#) LOUGHRAN A Resolution to Hold a Public
Referendum on the Dissolution of the
ECWA

[INTRO. 7-3](#) BASKIN Calling for Voting Transit-Dependent
Members on the NFTA Board of
Commissioners

[INTRO. 7-4](#) BASKIN, BRUSO,
SAVAGE, LOUGHRAN,
BURKE & MILLER-
WILLIAMS Support for National Library Week
and "Love Your Library Month"

INTRO. 7-5	LORIGO, MILLS, HARDWICK, RATH & DIXON	Proposal to Prevent Cash Payouts to Managerial/Confidential & Department Head Appointees Who Resign Over Personal Misconduct
INTRO. 7-6	LORIGO, MILLS & HARDWICK	Support for Continued Local Control Over Cell Phone Tower Placement
INTRO. 7-7	BASKIN & MILLER- WILLIAMS	Supporting Bills to Prevent Employers from Asking About or Relying on Salary History in Setting the Wages of Applicants
INTRO. 7-8	LORIGO	Requesting NYS Commissioner of Agriculture & Markets to Extend Review Dates of Agricultural District No. 12

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

REFERENCE:

SUSPENSION OF THE RULES:

REFERENCE:

COMM. 7M-28	RICHARD LIPSITZ, PRESIDENT, WNY AREA LABOR FEDERATION, AFL-CIO	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-29	RICK WILLIAMSON, SECRETARY/TREASURER, BRICKLAYERS & ALLIED CRAFTWORKERS LOCAL 3, NY	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-30	JOHN TOMASELLO, BUSINESS AGENT, APPRENTICE COORDINATOR, CEMENT MASONS LOCAL #111	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-31	JOHN HELAK, BUSINESS MANAGER & PAUL CRIST, BUSINESS REPRESENTATIVE, SMART, LOCAL UNION NO. 71	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-32	BRIAN SCRUTON, COUNCIL REPRESENTATIVE, EASTERN MILLWRIGHT REGIONAL COUNCIL, LOCAL 1163	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development

COMM. 7M-33	DAVID CRONKHITE, BUSINESS AGENT, PLUMBERS & STEAMFITTERS LOCAL 22	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-34	MARK C. WEISENBURG, DIRECTOR, FINISHING TRADES INSTITUTE OF WESTERN & CENTRAL NY	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-35	RONALD J. WHEELER, BUSINESS REPRESENTATIVE/ FINANCIAL SECRETARY, I.U.E.C. LOCAL 14	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-36	KEVIN STRANAHAN, BUSINESS AGENT, PLUMBERS & STEAMFITTERS LOCAL 22	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-37	MARK SCOVILLE, APPRENTICESHIP COORDINATOR, HEAT & FRONT INSULATORS & ALLIED WORKERS LOCAL NO. 4	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-38	ART FADELEY, BUSINESS MANAGER, HEAT & FRONT INSULATORS & ALLIED WORKERS LOCAL NO. 4	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-39	RICHARD EVANS, BUSINESS AGENT, PLUMBERS & STEAMFITTERS LOCAL 22	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-40	SEAN REDDEN, BUSINESS MANAGER, PLUMBERS & STEAMFITTERS LOCAL 22	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE:

COMM. 7E-1	COUNTY CLERK	Letter to Chair Savage Concerning First 100 Days as County Clerk	Government Affairs
COMM. 7E-2	COUNTY CLERK	Identified Erie County Clerk Concentration Funds	Government Affairs
COMM. 7E-3	COUNTY CLERK	100 Days in Erie County Clerk's Office	Government Affairs
COMM. 7E-4	BRUSO	Letter to Acting Commissioner, NYS Dept. of Civil Services, Concerning Civil Service Examinations for CPS Titles	Health & Human Services

COMM. 7E-5	BRUSO	Letter to Acting Commissioner, EC Dept. of Social Services, Concerning Action Plan for CPS	Health & Human Services
COMM. 7E-6	LORIGO, HARDWICK, RATH, MILLS & DIXON	Letter to County Executive – Request for Meeting Between CPS Caseworkers and County Administration	Health & Human Services
COMM. 7E-7	MILLER-WILLIAMS	Letter to County Executive - Status of Dialogue with CSEA Local 815 on CPS	Health & Human Services
COMM. 7E-8	COUNTY EXECUTIVE	Appointment of Permanent Commissioner of Social Services	Government Affairs
COMM. 7E-9	COUNTY EXECUTIVE	Letter to NYS Senate & Assembly Leaders Concerning Internet Fairness Conformity Act	Finance & Management
COMM. 7E-10	COUNTY EXECUTIVE	Grant Programs - Authorization to Contract	Finance & Management
COMM. 7E-11	COUNTY EXECUTIVE & CHAIR OF LEGISLATURE	Appointment to the ECIDA Board of Directors	RFP
COMM. 7E-12	COUNTY EXECUTIVE	Social Services - Division of Family Wellness - Personnel Adjustments	Health & Human Services
COMM. 7E-13	COUNTY EXECUTIVE	Acceptance of Public Safety Answering Point Operations Grant	Public Safety
COMM. 7E-14	COUNTY EXECUTIVE	2017 Year-End Budget Balancing Amendments & Designations	Finance & Management
COMM. 7E-15	COUNTY EXECUTIVE	Rope Rescue Training	Public Safety
COMM. 7E-16	COUNTY EXECUTIVE	EC Polling Sites Improvements & ADA Upgrades - Friendship Center Renovations - Rebid	Government Affairs
COMM. 7E-17	COUNTY EXECUTIVE	Emergency Services Custody of NYS DEC Oil Spill Trailer	Public Safety
COMM. 7E-18	COUNTY EXECUTIVE	EC Clarence Highway Facility - Waterline Replacement	Energy & Environment
COMM. 7E-19	COUNTY EXECUTIVE	ECSD No. 5 - Contract Close-Out - Eastern Hills Pumping Station Upgrades	Energy & Environment
COMM. 7E-20	COUNTY EXECUTIVE	Belscher Rd. Slide Remediation - Right-of-Way Acquisition - Town of Concord	Economic Development
COMM. 7E-21	COUNTY EXECUTIVE	ECSD No. 3 - Contract Close-Out - South Buffalo Electric, Inc. - Elma Pumping Station Improvements - Electrical	Energy & Environment

COMM. 7E-22	COUNTY EXECUTIVE	Belscher Rd. Slide Remediation - Contract Amendment - Additional Engineering and Right-of-Way Acquisition Services - Town of Concord	Economic Development
COMM. 7E-23	COUNTY EXECUTIVE	Alternate Bid #3 Design Services for Buffalo & EC Public Library - 2017 Auditorium Renovations - Phase 2	Economic Development
COMM. 7E-24	COUNTY EXECUTIVE	Design Services for Various County Facilities - Various Backflow Preventers & Rath Building Parking Level Sprinkler System	Economic Development
COMM. 7E-25	COUNTY EXECUTIVE	Rath Building - 2017 - Dept. of Social Services - 7th Floor Renovations	Economic Development
COMM. 7E-26	COUNTY EXECUTIVE	Right-of-Way Acquisition - Springville Boston Culvert Replacement - Town of Concord	Economic Development
COMM. 7E-27	COUNTY EXECUTIVE	ECSD Nos. 3 & 8 - Construction Inspection Term Contract Agreement	Energy & Environment
COMM. 7E-28	COUNTY EXECUTIVE	ECSD No. 6 - Abbott Rd. Inverted Siphon Replacement - Bid Opening	Energy & Environment
COMM. 7E-29	LORIGO	Letter to Environment & Planning Commissioner Concerning FOIL Request	Economic Development
COMM. 7E-30	BRUSO	Letter to County Executive - Personnel Adjustment for Certain CPS, Children's Services, Adult Protective Services & other Dept. of Social Services 'Casework' Titles	Health & Human Services
COMM. 7E-31	LORIGO	Letter to Public Works Commissioner Concerning Road Conditions	Economic Development
COMM. 7E-32	COMPROLLER	Report Detailing Apportionment & Distribution of Net Collections for 4.75% Sales & Compensating Use Tax for December 2017 through February 2018	Finance & Management
COMM. 7E-33	COMPROLLER	Report on Sales Tax Sharing with School Districts in Erie County and Benefits of Shared Services	Finance & Management
COMM. 7E-34	COMPROLLER	2018 Consolidated Bond Resolution	Finance & Management
COMM. 7E-35	DISTRICT ATTORNEY	Asset Forfeiture Appropriations - Placeholder	Public Safety
COMM. 7E-36	COUNTY EXECUTIVE	Award of Construction Contract - Bethlehem Steel Shoreline Trail Phase 1 - Cities of Lackawanna & Buffalo	Economic Development

COMM. 7E-37	COUNTY EXECUTIVE	Amendatory Resolution - Contract with ECIDA - Removal, Relocation and Construction of Rail Tracks on Bethlehem Steel Site	Economic Development
COMM. 7E-38	COUNTY EXECUTIVE	EC Climate Smart Community Certification Grant	Energy & Environment
COMM. 7E-39	COUNTY EXECUTIVE	Senior Executive Assistant - County Executive Position - Variable Minimum	Finance & Management
COMM. 7E-40	COUNTY EXECUTIVE	Teamsters Local Union No. 264 - EC Sheriff's Office (Sergeants) 2017 - 2018 Collective Bargaining Agreement	
COMM. 7E-41	COUNTY EXECUTIVE	Buffalo Niagara Convention Center - Ballroom & Exhibit Hall Improvements	Economic Development
COMM. 7E-42	COUNTY EXECUTIVE	PILOT Agreement - Hope House Project, City of Buffalo - Affordable Housing Development	Economic Development
COMM. 7E-43	COUNTY EXECUTIVE	Dept. of Senior Services - Amendment to Aging Mastery Program Grant	Health & Human Services
COMM. 7E-44	COUNTY EXECUTIVE	ECSDs - WNY Council on Occupational Safety & Health - Proposed Agreement	Energy & Environment
COMM. 7E-45	COUNTY EXECUTIVE	Managed Print Services	Government Affairs
COMM. 7E-46	COUNTY EXECUTIVE	Big Sister Feasibility Study & Design Project - No-Cost Extension	Energy & Environment
COMM. 7E-47	COUNTY EXECUTIVE	WNY Stormwater Coalition - GIS Coordination Project	Energy & Environment
COMM. 7E-48	COUNTY EXECUTIVE	Open Item - Economic Development Committee - Remaining Road, Bridge & Infrastructure Projects for 2018	Economic Development
COMM. 7E-49	COUNTY EXECUTIVE	Appointment to the EC Dept. of Central Police Services' Board of Trustees	RFP
COMM. 7E-50 AMENDMENT	COUNTY CLERK	Auto Bureau Reorganization - Placeholder	
COMM. 7E-51	SHERIFF	Seized Assets Fund Transfer	Public Safety

COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE:

COMM. 7D-1	DEPUTY COMPTROLLER - AUDIT	Notification of Commencement of Audit of Long Distance Travel Reimbursement Policies	Finance & Management
COMM. 7D-2	ACTING COMMISSIONER OF SOCIAL SERVICES	CPS Statistical Update	Health & Human Services
COMM. 7D-3	EC DEPT. OF SOCIAL SERVICES	2017 Annual Report	Health & Human Services
COMM. 7D-4	DIRECTOR OF BUDGET & MANAGEMENT	February 2018 Budget Monitoring Report	Finance & Management
COMM. 7D-5	ASSISTANT COUNTY ATTORNEY	Local Law No. 2 (2018) – Establishing a New Erie County Code of Ethics - Filing Document	R&F
COMM. 7D-6	DEPT. OF ENVIRONMENT & PLANNING FOIL OFFICER	Letter to Minority Leader Concerning FOIL Request	Economic Development
COMM. 7D-7	COMMISSIONER OF SOCIAL SERVICES	Letter to Legislator Bruso Concerning Employee Survey	Health & Human Services

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:

REFERENCE:

COMM. 7M-1	NFTA	NFTA Board Minutes for Meeting Held 1/25/18	Economic Development
COMM. 7M-2	NYS URBAN DEVELOPMENT CORP.	Notice of Proposed Lead Agency Designation - Proposed Buffalo Blueway Capital Project - City of Buffalo & Town of West Seneca	Energy & Environment
COMM. 7M-3	NFTA	Letter to Majority Leader Concerning NFTA/Buffalo School Students	Economic Development
COMM. 7M-4	ENTERCOM BUFFALO	Equal Employment Opportunity Employer - Job Openings	Minority & Women Business Enterprise
COMM. 7M-5	M/WBE UTILIZATION ADVISORY BOARD	Minutes of Meeting Held 1/29/18	Minority & Women Business Enterprise
COMM. 7M-6	HABIB JOHNSON	Communication Titled, "Elimination of the Entire ECHC & the ECCF's Informal Grievance Process"	Public Safety
COMM. 7M-7	ECMCC	2017 Annual Report	Health & Human Services

- [Annual Report](#) - [Financial Report](#) - [By-Laws of ECMCC](#) - [Operating & Capital Budgets](#)

COMM. 7M-8	TOWN OF CLARENCE	Town Board Resolution – Supporting School Safety Package Proposed Legislation Before the NYS Legislature	Public Safety
COMM. 7M-9	NFTA	NFTA Board Minutes for Meeting Held 2/22/18	Economic Development
COMM. 7M-10	EMPLOYEE, CHILD PROTECTION	E-Mail Concerning Proposed Personnel Adjustments	Health & Human Services
COMM. 7M-11	EMPLOYEES, CHILD PROTECTION	Letter Concerning Proposed Personnel Adjustments	Health & Human Services
COMM. 7M-12	NFTA	NFTA Revised Annual Budget for FYE 2019	Economic Development
COMM. 7M-13	DAVID W. CLOY, II, PRESIDENT, DWC MECHANICAL INC.	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-14	SHAWN KIMMEL, AURORA PLUMBING & EXCAVATION	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-15	MITCHELL MACIUBA, AMERICAN PAVING & EXCAVATING	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-16	KELSEY WAGNER, AMERICAN PAVING & EXCAVATING	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-17	DANIEL FETES, PRESIDENT, MJ MECHANICAL SERVICES, INC.	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-18	MICHAEL J. HIGGINS, PRESIDENT, TOM GREENAUER DEVELOPMENT, INC.	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-19	DOTTIE GALLAHER-COHEN, PRESIDENT & CEO, BUFFALO NIAGARA PARTNERSHIP	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-20	DIANE F. BURGER, VICE-PRESIDENT, CTS CONTRACTING, INC.	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-21	FRED BOEHEIM, GYPSUM SYSTEMS, INC.	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-22	MICHAEL S. WAHL, PRESIDENT, JM&R ELECTRICAL	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development

COMM. 7M-23	SCOTT ROETZER, LEDGE CREEK DEVELOPMENT, INC.	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-24	BILL PHILLIPS, SALES REPRESENTATIVE, GERNATT ASPHALT PROD.	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-25	BRIAN SAMPSON, PRESIDENT, ASSOCIATED BUILDERS & CONTRACTORS, INC.	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development
COMM. 7M-26	PRESIDENT OF SUNY ERIE	Letter to Chair Savage - Request to Address the Legislature	Community Enrichment
COMM. 7M-27	WILLIAM BANFIELD, NYS REGIONAL MANAGER, NORTHEAST REGIONAL COUNCIL OF CARPENTERS	Written Comments Concerning Local Law Intro. 4-1 (2018)	Economic Development

ANNOUNCEMENTS:

MEMORIAL RESOLUTIONS:

ADJOURNMENT: