

ERIE COUNTY LEGISLATURE
MEETING NO. 1
JANUARY 8, 1998

The Legislature was called to order by the Clerk of the Legislature.

The Roll being duly called by the Ms. MANZELLA, the following Legislators answered to wit:

1st District
Edward J. Kuwik

2nd District
Michael A. Fitzpatrick

3rd District
George A. Holt, Jr.

4th District
Judith P. Fisher

5th District
Gregory B. Olma

6th District
Albert DeBenedetti

7th District
Crystal D. Peoples

8th District
Raymond K. Dusza

9th District
John W. Greenan

10th District
Charles M. Swanick

11th District
Lynn M. Marinelli

12th District
Jeanne Z. Chase

13th District
Frederick J. Marshall

14th District
William A. Pauly

15th District
Barry A. Weinstein, M.D.

16th District
Michael H. Ranzenhofer

17th District
Dale W. Larson

A Moment of Silence was held.

The Pledge of Allegiance was led by Mr. Larson.

ITEM 1 - Ms. MANZELLA called for nomination for the Office of Chairman of the Legislature for the year 1998.

Ms. PEOPLES placed in nomination for Chairman of the Legislature CHARLES M. SWANICK. Mr. KUWIK seconded.

Ms. MANZELLA, after calling for further nominations for Chairman, then directed that nominations be closed.

A Communication from the Democratic Majority was ordered RECEIVED, FILED & PRINTED.

We, the undersigned members of the Democratic Majority in the Erie County Legislature do hereby nominate CHARLES M. SWANICK for the office of Chairman of the Erie County Legislature for 1998.

EDWARD J. KUWIK
GEORGE A. HOLT, Jr.
CRYSTAL D. PEOPLES
CHARLES M. SWANICK

MICHAEL A. FITZPATRICK
JUDITH P. FISHER
RAYMOND K. DUSZA
LYNN M. MARINELLI

Ms. PEOPLES requested a Roll Call.

Ayes - Pauly, Dusza, Fisher, Fitzpatrick, Holt, Kuwik, Marinelli, Peoples, Swanick - 9. Noes - Chase, Greenan, Larson, Marshall, Ranzenhofer, Weinstein, DeBenedetti, Olma - 8.

CARRIED.

Mr. SWANICK having received the required number of votes cast was declared duly elected Chairman of the Erie County Legislature for the year 1998.

ITEM 2 - Chairman SWANICK called for the nomination for the Clerk of the Legislature for the year 1998.

Ms. PEOPLES placed in nomination for Clerk of the Legislature LAURIE A. MANZELLA. Mr. KWUIK seconded.

Ms. PEOPLES moved that nominations be closed. Mr. KUWIK seconded.

CARRIED UNANIMOUSLY.

Communications from the Democratic Majority and the Republican Minority was order RECEIVED, FILED & PRINTED.

We, the undersigned members of the Democratic Majority in the Erie County Legislature do hereby nominate LAURIE A. MANZELLA to serve as Clerk of the Erie County Legislature for 1998.

EDWARD J. KUWIK
GEORGE A. HOLT, Jr.
GREGORY B. OLMA
CRYSTAL D. PEOPLES
CHARLES M. SWANICK

MICHAEL A. FITZPATRICK
JUDITH P. FISHER
ALBERT DEBENEDETTI
RAYMOND K. DUSZA
LYNN M. MARINELLI

We, the undersigned members of the Republican Minority in the Erie County Legislature do hereby nominate LAURIE A. MANZELLA to serve as Clerk of the Erie County Legislature for 1998.

FREDERICK J. MARSHALL
DALE W. LARSON
MICHAEL H. RANZENHOFER
WILLIAM A. PAULY

JEANNE Z. CHASE
JOHN W. GREENAN
BARRY A. WEINSTEIN, M.D.

Mr. SWANICK directed that a Roll Call be taken.

Ayes - Chase, Greenan, Larson, Marshall, Pauly, Ranzenhofer, Weinstein, DeBenedetti, Dusza, Fisher, Fitzpatrick, Holt, Kuwik, Marinelli, Olma, Peoples, Swanick - 17.

CARRIED UNANIMOUSLY.

Ms. MANZELLA having received the required number of votes cast was declared duly elected Clerk of the Legislature for the year 1998.

ITEM 3 - Chairman SWANICK directed that the appointment of Majority Leader for 1998 be RECEIVED, FILED & PRINTED.

We, the undersigned members of the Democratic Majority in the Erie County Legislature do hereby designate CRYSTAL D. PEOPLES for the office of Majority Leader of the Erie County Legislature for 1998.

EDWARD J. KUWIK
GEORGE A. HOLT, Jr.
GREGORY B. OLMA
CRYSTAL D. PEOPLES
CHARLES M. SWANICK

MICHAEL A. FITZPATRICK
JUDITH P. FISHER
RAYMOND K. DUSZA
LYNN M. MARINELLI

Chairman SWANICK directed that a Roll Call be taken.

Ayes - Chase, Greenan, Larson, Marshall, Pauly, Ranzenhofer, Weinstein, DeBenedetti, Dusza, Fisher, Fitzpatrick, Holt, Kuwik, Marinelli, Olma, Peoples, Swanick - 17.

CARRIED UNANIMOUSLY.

ITEM 4 - Chairman SWANICK directed that the appointment of Minority Leader for 1998 be RECEIVE, FILED & PRINTED.

We, the undersigned Republican members of the Erie County Legislature do hereby designate FREDERICK J. MARSHALL as Minority Leader of the Erie County Legislature for 1998.

FREDERICK J. MARSHALL
DALE W. LARSON
MICHAEL H. RANZENHOFER

JEANNE Z. CHASE
JOHN W. GREENAN
BARRY A. WEINSTEIN, M.D.

ITEM 5 - Chairman SWANICK directed that the appointment of Majority and Minority Staff for 1998 be RECEIVED, FILED & PRINTED.

Pursuant to the statute made and provided, and under the direction of the Chairman of the Legislature, I, the undersigned, Clerk of the Erie County Legislature, do, hereby appoint the following staff of the Legislature effective January 1, 1998:

Brian Higgins	Chief of Staff-Legislature
Kevin Montgomery	Executive Assistant-Legislature
Kevin Quick	First Administrative Assistant-Leg.
Mark Jasen	Special Projects Coord.-RPT
Jaqueline E. Rushton	Administrative Assistant
Charles Eaton	Administrative Assistant
Irene Bojarski	Administrative Assistant
Patricia Jaworowicz	Junior Administrative Assistant
Patrick Foster	Junior Administrative Assistant
Karla Thomas	Secretary to the Majority
Thomas Santa Lucia	Senior Legislature Secretary
Nidia Diaz	Senior Legislative Secretary
Sandra Jackson	Secretarial Assistant-Legislature
Theresa Kennedy	Secretarial Assistant-Legislature
Tod Kniazuk	Secretarial Assistant-Legislature
Jeremy Rosen	Secretarial Assistant-Legislature
James C. DeMarco III	Parliamentarian-Leg. (RPT)
Robert Graber	Sergeant At Arms Co. Leg-RPT
Thomas Aurelio	Constituent Services Liaison-RPT
Brian Kelly	Clerk Typist (RPT) Legislature

Laurie A. Manzella, Clerk
Erie County Legislature

The following individuals have been named to serve as members of staff to the Republican Offices of the Erie County Legislature:

Peter H. Sigurdson	Chief of Staff
Andrea M. Dye	Sr. Administrative Assistant
Mary Kay Fantuzzo	Jr. Administrative Assistant
Scott E. Zylka	Research Analyst
Robin L. Sion	Secretary to the Minority Leader

Frederick J. Marshall
Minority Leader
Erie County Legislature

ITEM 6 - Chairman SWANICK directed that the appointment of Minority Counsel for 1998 be RECEIVED, FILED & PRINTED.

We, the undersigned Republican members of the Erie County Legislature, do hereby designate RONALD P. BENNETT as Counsel to the Minority of the Erie County Legislature.

FREDERICK J. MARSHALL	JEANNE Z. CHASE
DALE W. LARSON	JOHN W. GREENAN
MICHAEL H. RANZENHOFER	BARRY A. WEINSTEIN, M.D.

Legislator Pauly in the negative.

ITEM 7 - Chairman SWANICK directed that the designation of the Majority and Minority newspapers for 1998 be RECEIVED, FILED & PRINTED.

We, the undersigned Democratic members of the Erie County Legislature, pursuant to Section 214, Subdivision 2 of the County Law, as amended, do hereby designate the following newspaper, VIZ: **FRONT PAGE**, published in Lackawanna, New York, having a genral circulation in the County of Erie, as the official newspaper for the publication of all local laws, notices and other matters required by law to be published for the County of Erie, effective January 1, 1998.

EDWARD J. KUWIK	MICHAEL A. FITZPATRICK
GEORGE A. HOLT, Jr.	JUDITH P. FISHER
GREGORY B. OLMA	ALBERT DEBENEDETTI
CRYSTAL D. PEOPLES	RAYMOND K. DUSZA
CHARLES M. SWANICK	LYNN M. MARINELLI

RESOLVED, pursuant to Section 214, Subdivision 2 of the County Law, as amended, the following newspaper VIZ: HAMBURG SUN, published in the Town of Hamburg, having a genral circulation in the County of Erie, as the official newspaper for the publication of all local laws, notices and other matters required by law to be published for the County of Erie, effective January 1, 1998.

FREDERICK J. MARSHALL	JEANNE Z. CHASE
DALE W. LARSON	JOHN W. GREENAN
BARRY A. WEINSTEIN, M.D.	WILLIAM A. PAULY

We, the undersigned, a Majority of the members of the Erie County Legislature representing the Democratic Party which is one of the principle political parties into which the people of the county are divided, do hereby designate the TONAWANDA NEWS, published in Tonawanda, New York, and fairly representing the political party to which we belong, to publish the Concurrent Resolutions of the New York State Legislature required by law to be published for the year 1998.

EDWARD J. KUWIK
GEORGE A. HOLT, Jr.
GREGORY B. OLMA
CRYSTAL D. PEOPLES
CHARLES M. SWANICK

MICHAEL A. FITZPATRICK
JUDITH P. FISHER
ALBERT DEBENEDETTI
RAYMOND K. DUSZA
LYNN M. MARINELLI

We, the undersigned, a Majority of the members of the Erie County Legislature representing the Republican Party which is one of the principle political parties into which the people of the county are divided, do hereby designate the BUSINESS FIRST, published in City of Buffalo and fairly representing the political party to which we belong, to publish the Concurrent Resolutions of the New York State Legislature required by law to be published for the year 1998.

FREDERICK J. MARSHALL
DALE W. LARSON
BARRY A. WEINSTEIN, M.D.

JEANNE Z. CHASE
JOHN W. GREENAN
WILLIAM A. PAULY

ITEM 8 - The Rules of the Legislature for 1998 were APPROVED.

ITEM 9 - The Minutes of the previous meeting were APPROVED.

MISCELLANEOUS RESOLUTIONS:

ITEM 10 - MESDAMES MARINELLI, PEOPLES, FISHER and ET AL presented a resolution of congratulations to Susan Gaska on the occasion of her retirement from the YWCA. Mr. MARSHALL seconded.

CARRIED UNANIMOUSLY.

ITEM 11 - MESDAMES FISHER, MARINELLI, PEOPLES and MESSRS. KUWIK, FITZPATRICK, HOLT, OLMA, DEBENEDETTI, DUSZA & SWANICK presented a resolution of congratulations to Thomas J. Monaghan on the occasion of his retirement from the UAW. Mr. MARSHALL seconded.

CARRIED UNANIMOUSLY.

ITEM 12 - M. HOLT presented a resolution of congratulations honoring the Developers & Artists of the East Side/West Side Usem Outreach Program. Ms. PEOPLES seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS:

ITEM 13 - Chairman SWANICK directed that the following Local Laws remain on the table:

Local Law Intro. No. 10 (Print #1) - 1997
Local Law Intro. No. 11 (Print #1) - 1997

Mr. MARSHALL moved for immediate consideration of Local Law Intro. No. 11 (Print #1) - 1997. Mr. GREENAN seconded.

Chairman SWANICK directed that Local Law Intro. No. 11 (Print #1) - 1997 remain on the table.

Mr. MARSHALL moved to Challenge the Chair. Mr. GREENAN seconded.

Chairman SWANICK directed that a Roll Call be taken.

Ayes - Chase, Greenan, Larson, Marshall, Pauly, Ranzenhofer, Weinstein - 7. Noes - Dusza, Fisher, Fitzpatrick, Holt, Kuwik, Marinelli, Olma, Peoples, Swanick - 9.

DEFEATED.

LEGISLATORS RESOLUTIONS:

ITEM 14 - Mr. DEBENEDETTI presented the following resolution and requested that it be referred to the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Int. 1-1 From: Leg. DeBenedetti Re: Opening Ceremonies at the New Airport Terminal

ITEM 15 - Mr. DEBENEDETTI presented the following resolution and requested that it be referred to the FINANCE AND MANAGEMENT COMMITTEE.

GRANTED.

Int. 1-2 From: Leg. DeBenedetti Re: Tax Delinquency

ITEM 16 - Ms. PEOPLES presented the following resolution and moved for immediate consideration. Ms. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 1 Re: Urging Increase in Highway & Bridge Funding (Int. 1-3)

WHEREAS, in 1981 counties relinquished a portion of their respective motor vehicle fees and gasoline taxes in return for the CHIPS program, and

WHEREAS, statewide revenues from such motor vehicle fees and taxes have significantly increased, and

WHEREAS, the CHIPS program has been dismantled over the years and recently the CHIPS maintenance funding was targeted for elimination in Governor Pataki's 1997 Executive Budget, and

WHEREAS, counties are currently responsible for approximately 50% of the bridges (9,000) in New York State, with over 50% deficient, and

WHEREAS, counties and other local governments are responsible for 95,000 miles of the State's 115,000 highway miles, with nearly 57,000 miles (60%) rated poor to fair condition, and

WHEREAS, approximately 45% of the vehicle miles traveled in New York State occur on off-state system roads,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature urges Governor Pataki and legislative leaders to significantly increase the level of funding to address the deficiencies on the local government infrastructure, and be it further

RESOLVED, that certified copies of this resolution be forwarded to Governor George E. Pataki, the Western New York Delegation of the New York State Legislature, and Public Works Commissioner John C. Loffredo, P.E.

Fiscal Impact: To be determined.

CHARLES M. SWANICK

CRYSTAL D. PEOPLES

Mr. MARSHALL offered an amendment as follows:

Amend the 3rd WHEREAS clause to read as follows:

WHEREAS, the CHIPS maintenance funding has been targeted for elimination in prior gubernatorial budgets, and

Mr. MARSHALL moved the adoption of the amendment. Ms. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Chairman SWANICK directed that Et Al be added to the sponsorship.

Ms. PEOPLES moved the adoption of the resolution as amended. Ms. MARINELLI seconded.

CARRIED UNANIMOUSLY.

ITEM 17 - Ms. PEOPLES presented the following resolution and moved for immediate consideration. Mr. KUWIK seconded.

CARRIED UNANIMOUSLY.

RESOLVED, that certified copies of this resolution be forwarded to Governor George E. Pataki, the Western New York State Legislature, and Erie County Social Services Commissioner Deborah A. Merrifield.

Fiscal Impact: To be determined.

CHARLES M. SWANICK

CRYSTAL D. PEOPLES

Chairman SWANICK directed that Et Al be added to the sponsorship.

Ms. PEOPLES moved the adoption of the resolution as amended. Mr. KUWIK seconded.

CARRIED UNANIMOUSLY.

ITEM 18 - Ms. PEOPLES presented the following resolution and moved for immediate consideration. Mrs. FISHER seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 3 Re: Majority Appointment to the Erie
County Medical Center Board of
Managers (Int. 1-5)

WHEREAS, Article XVI, Section 1602-B(1) of the Erie County stipulates that the Majority and Minority caucuses in the Erie County Legislature shall each make one appointment to the Erie County Medical Center Board of Managers, and

WHEREAS, said appointments are subject to the confirmation of the full Legislature, and

WHEREAS, upon the resignation of Thomas Mullen from the ECMC Board earlier this year, the Majority appointed John Kaczorowski to fill the remainder of the unexpired term, and

WHEREAS, Mr. Kaczorowski has served both with honor and distinction since his initial appointment, and clearly merits reappointment, and

WHEREAS, Mr. Kaczorowski has served both with honor and distinction since his initial appointment, and clearly merits reappointment, and

WHEREAS, Mr. Kaczorowski has been duly appointed by members of the Majority caucus for a full term as a member of the ECMC Board, by virtue of a petition signed by a majority of the caucus membership, and

WHEREAS, for this appointment to be effected, the Legislature must approve a resolution confirming said appointment.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby confirm the appointment of JOHN KACZOROWSKI, 60 WEST CAVALIER DRIVE, CHEEKTOWAGA, NY 14227, to serve as a member of the Erie County Medical Center Board of Managers, and be it further

RESOLVED, that said appointment is effective immediately, and shall expire December 31, 2002, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Executive Dennis T. Gorski, Erie County Medical Center Chief Executive officer Paul J. Candino, and to the Secretary to the ECMC Board of Managers, Patricia Grasha.

Fiscal Impact: None.

CHARLES M. SWANICK

CRYSTAL D. PEOPLES

Ms. PEOPLES offered an amendment as follows:

Attach the following Petition to the original communication:

Dear Madame Clerk:

Pursuant to Article XVI, Section 1602-B(1) of the Erie County Charter, we, the undersigned, representing a majority of the members of the Democratic caucus in the Erie County Legislature do hereby re-appoint, subject to the confirmation of the full Legislature, JOHN KACZOROWSKI, 60 West Cavalier Drive, Cheektowaga, NY 14227 as a member of the Erie County Medical Center Board of Managers.

Mr. Kaczorowski's term will expire December 31, 2002.

EDWARD J. KUWIK
GEORGE A. HOLT, Jr.
GREGORY B. OLMA
CRYSTAL D. PEOPLES
CHARLES M. SWANICK

MICHAEL A. FITZPATRICK
JUDITH P. FISHER
ALBERT DEBENEDETTI
RAYMOND K. DUSZA
LYNN M. MARINELLI

Ms. PEOPLES moved the adoption of the amendment. Mr. DUSZA seconded.

CARRIED UNANIMOUSLY.

Ms. PEOPLES moved the adoption of the resolution as amended. Mr. DUSZA seconded.

Chairman SWANICK directed that a Roll Call be taken.

Ayes - Chase, Greenan, Larson, Marshall, Pauly, Ranzenhofer, Weinstein, DeBenedetti, Dusza, Fisher, Fitzpatrick, Holt, Kuwik, Marinelli, Olma, Peoples, Swanick - 17. Noes - 0.

CARRIED UNANIMOUSLY.

ITEM 19 - Mr. DEBENEDETTI presented the following resolution and requested that it be referred to the SOCIAL SERVICES COMMITTEE.

GRANTED.

Int. 1-6 From: Leg. DeBenedetti Re: Medicaid Judgements

ITEM 20 - Mr. MARSHALL presented the following resolution and moved for immediate consideration. Ms. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 4 Re: Support for One Billion Dollar Tax Cut Plan (Int. 1-7)

WHEREAS, currently, the residents of the state of New York pay too much in taxes, and

WHEREAS, Senate Majority Leader Joseph L. Bruno has created a tax cut package that would reduce taxes on businesses and families by almost \$1 billion, and

WHEREAS, this proposed tax plan will help businesses to create and retain jobs by reducing their tax burden, and

WHEREAS, by reducing taxes for businesses, New York State will be competitive with other states for attracting/retaining large employers, and

WHEREAS, Senator Bruno's tax cut plan would enable more middle income families to deduct day care expenses from their income taxes, and give credits to employers who invest in day care facilities for their employees, and

WHEREAS, the tax cut plan will accelerate the STAR school property tax plan, providing more relief for senior citizens, and'

WHEREAS, the tax cut plan includes a 25% reduction in auto registration fees, returning \$50 million back to motorists, and

WHEREAS, an increase in jobs and decrease in taxes will improve New York States economy and benefit all those living in New York,

NOW, THEREFORE, BE IT

RESOLVED, that Erie County Legislature does hereby recognize and express concern for all taxpayers in the state of New York, and be it further

RESOLVED, that certified copies of this resolution be forwarded to Governor George Pataki, Senate Majority Leader Joseph L. Bruno and all members of the WNY Legislative Delegation.

Fiscal Impact: To be determined.

BARRY A. WEINSTEIN, M.D. JEANNE Z. CHASE DALE W. LARSON
JOHN W. GREENAN MICHAEL H. RANZENHOFER FREDERICK J. MARSHALL

Ms. PEOPLES offered an amendment as follows:

Add the following new WHEREAS clause after the 8th WHEREAS clause to read as follows:

WHEREAS, As this plan has yet to be introduced as legislation there is an excellent opportunity for the New York State Legislature and New York State Governor George Pataki to work cooperatively to achieve these goals,

Delete the 2nd RESOLVE clause and replace with the following RESOLVE clause to read as follows:

RESOLVED, That the New York State Legislature and New York State Governor George Pataki work cooperatively to introduce and pass legislation to increase jobs, lower taxes, and maintain fiscal integrity in New York State, and be it further:

Ms. PEOPLES moved the adoption of the amendment. Mr. MARSHALL seconded.

CARRIED UNANIMOUSLY.

Chairman SWANICK directed that the names of Legislators Swanick, Peoples, Kuwik, Fitzpatrick, Holt, Fisher, Olma, DeBenedetti, Dusza and Marinelli be added as co-sponsors.

Mr. MARSHALL moved the adoption of the resolution as amended. Ms. PEOPLES seconded.

CARRIED UNANIMOUSLY.

ITEM 21 - Mr. HOLT presented the following resolution and requested that it be referred to the SOCIAL SERVICES COMMITTEE.

GRANTED.

Int. 1-8 From: Leg. Holt Re: Status of Learnfare as Authorized by the Welfare Reform Act of 1997

ITEM 22 - Ms. PEOPLES presented the following resolution and moved for immediate consideration. Mr. KUWIK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 5 Re: Personnel Adjustments (Int. 1-9)

WHEREAS, the Legislature has determined that personnel adjustments are required at the beginning of the year, and

WHEREAS, the Legislature must approve a resolution to effectuate such changes

CHARLES M. SWANICK

CRYSTAL D. PEOPLES

Ms. PEOPLES offered an amendment as follows:

ADD the following after the final WHEREAS clause:

NOW, THEREFORE, BE IT

RESOLVED, that the legislature does hereby approve the following adjustments to its 1998 Personal Services budget, effective January 5, 1998:

DELETE 1429 Regular Part-time (R.P.T.) hours from a position of SR CLK TYP LEG RPT [position #0011656], and

DELETE 1748 Regular Part-time (R.P.T.) hours from a position of SR CLK TYP LEG RPT [position #001649], and

DELETE 1248 Part-time (P.T.) hours from Function 5000, Code B042, and

ADD two (2) NEW positions of SR CLK TYP LEG [JG 04, Step 5], and

ADD 1248 Regular Part-time (R.P.T.) hours to a NEW Position of SEC ASST LEG DIST R.P.T. [JG 05, Step 5];

and be it further

RESOLVED, that a variable minimum Step 5 be established for the two (2) NEW positions of SR CLK TYP LEG and the (1) NEW position of SEC ASST LEG DIST R.P.T. [JG 05, Step 5];

RESOLVED, that the Legislature does hereby approve the transfer of \$21,543 from the 1998 County Contingency, (DAC 11092331093), to the Legislature's 1998 Personal Services, (DAC 110905100800), to fund the new cost of these personnel adjustments, and be it further

RESOLVED, that the Legislature does hereby approve the following adjustment to its 1998 Personal Services budget, effective January 5, 1998:

ADD one (1) position of ADMIN ASST LEG [NEW POSITION], (JG 10, step 5);

and be it further

RESOLVED, that a variable minimum Step 5 established for the aforementioned position of ADMIN ASST LEG, and be it further

RESOLVED, that the Legislature does hereby approve the transfer of \$51,249. from the 1998 County Contingency, (DAC 110923310893), to the Legislature's 1998 Personal Services, (DAC110905100800), to fund the net cost of this personnel adjustment, and be it further

RESOLVED, that the Legislature does hereby approve the following adjustment to the 1998 Budget of the Division of Purchase:

RECLASSIFY one position of SURPLUS & EQUIP WKR [position #:800038], JG 6, step 3 to JG 7, step 3.

and be it further

RESOLVED, that a variable minimum Step 3 be established for the aforementioned position of SURPLUS & EQUIP WKR, and be it further

RESOLVED, that the Legislature does hereby approve the transfer of \$3,078 from the 1998 County Contingency, (DAC 110923310893), to Division of Purchase, (DAC: 110928511800000) to fund the net cost of these personnel adjustments, and be it further

RESOLVED, that the Clerk of the Legislature, the Department of Personnel, the Division of Purchase, and the Division of Budget, Management & Finance are hereby authorized to complete all necessary paperwork to effectuate these personnel changes, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive Dennis T. Gorski, Budget Director Kenneth Kruly, First Assistant County Attorney Alan Gertsman, Personnel Commissioner Keibard Kenihan, and Purchasing Director John Doyle.

Ms. PEOPLES moved the adoption of the amendment. Mr. KUWIK seconded.

CARRIED UNANIMOUSLY.

Ms. PEOPLES moved the adoption of the resolution as amended. Mr. KUWIK seconded.

CARRIED UNANIMOUSLY.

ITEM 23 - Mr. DEBENEDETTI presented the following resolution and requested that it be referred to the FINANCE AND MANAGEMENT COMMITTEE.

GRANTED.

Int. 1-10 From: Leg. DeBenedetti Re: District Office Staff Changes

SUSPENSION OF THE RULES:

ITEM 24 - Ms. PEOPLES moved for a suspension of the rules to include an item not on the agenda.

GRANTED.

Comm. 1E-24 From: Leg. Peoples Re: Letter to Comptroller Naples Regarding Rich Stadium

Chairman SWANICK directed that Comm. 1E-24 be referred to the FINANCE AND MANAGEMENT COMMITTEE.

ITEM 25 - Mr. MARSHALL moved for a suspension of the rules to include an item not on the agenda. Ms. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 6 Re: Lease for Legislative Office Space
(Communication 1E-25)

RESOLVED, that the Erie County Executive is hereby authorized to sign a Lease Agreement between FRANK PIRRITANO, 11921 Seabreeze Cove, FT. MYERS, FL 33908 and Erie County Legislator JOHN W. GREENAN for Legislative Office Space.

Mr. MARSHALL moved the adoption. Ms. PEOPLES seconded.

CARRIED.

Legislator Greenan abstained.

COMMUNICATIONS FROM ELECTED OFFICIALS:

FROM THE COMPTROLLER

ITEM 26 - (Comm. 1E-1) Buffalo Bills Lease/Lease Back Proposal Received and referred to the FINANCE AND MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

ITEM 27 - (Comm. 1E-2) Position Change Report PP#1

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM LEGISLATOR WEINSTEIN

ITEM 28 - (Comm. 1E-3)

Mr. MARSHALL moved for immediate consideration. Ms. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 7 Re: Lease for Legislative Office Space

RESOLVED, that the Erie County Executive is hereby authorized to sign a Lease Agreement between THE CENTER OF WILLIAMSVILLE, 4508 Main Street, Amherst, NY 14226 and Erie County Legislator BARRY A. WEINSTEIN for Legislative Office Space.

Mr. MARSHALL moved the adoption. Ms. PEOPLES seconded.

CARRIED.

Legislator Weinstein abstained.

FROM LEGISLATOR RANZENHOFER

ITEM 29 - (Comm. 1E-4)

Mr. MARSHALL moved for immediate consideration. Ms. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 8 Re: Lease for Legislative Office Space

RESOLVED, that the Erie County Executive is hereby authorized to sign a Lease Agreement between NORMAN B. EMERLING, 8625 Main Street, Williamsville, NY 14221 and Erie County Legislator MICHAEL H. RANZENHOFER for Legislative Office Space.

Mr. MARSHALL moved the adoption. Ms. PEOPLES seconded.

CARRIED.

Legislator Ranzenhofer abstained.

FROM LEGISLATOR PAULY

ITEM 30 - (Comm. 1E-5)

Mr. MARSHALL moved for immediate consideration. Ms. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 9 Re: Lease for Legislative Office Space

RESOLVED, that the Erie County Executive is hereby authorized to sign a Lease Agreement between NORTHTOWN, INC., 3097 Sheridan Drive, Amherst, NY 14226 and Erie County Legislator WILLIAM A. PAULY for Legislative Office Space.

Mr. MARSHALL moved the adoption. Ms. PEOPLES seconded.

CARRIED.

Legislator Pauly abstained.

FROM THE COUNTY EXECUTIVE

ITEM 31 - (Comm. 1E-6)

Ms. PEOPLES moved for immediate consideration. Mr. DUSZA seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 10 Re: Extension of Erie County's One-Percent Sales Tax

WHEREAS, the additional one percent Erie County sales and use tax, last extended by Chapter 8 of the Laws of nineteen hundred ninety-seven will expire on February twenty-eight nineteen hundred ninety-eight, and

WHEREAS, the nineteen-ninety-eight Erie County budget was adopted in anticipation of an extension of the additional Erie County sales and use tax through February twenty-eight nineteen hundred ninety-nine, and

WHEREAS, failure to extend the additional one percent sales and use tax will result in an estimated shortfall of more than eighty-three million dollars in the nineteen ninety-eight Erie County budget, and

WHEREAS, Senate Bill S.5940 and Assembly Bill A.8717, now pending before the New York State Legislature, would authorize extension of the additional sales and use tax through February twenty-eight nineteen hundred ninety-nine;

NOW, THEREFORE, BE IT RESOLVED, THAT A HOME RULE REQUEST IS MADE TO THE NEW YORK STATE LEGISLATURE AS FOLLOWS:

TO THE LEGISLATURE:

Pursuant to Article IX of the Constitution, the County of Erie requests the enactment of Senate Bill No. 5940, entitled "AN ACT to amend the tax law, in relation to the imposition of sales and use taxes by the county of Erie."

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows:

The local government does not have power to enact such legislation by local law.

Other facts as set forth in the following explanation establish such necessity.

Failure to extend the additional one percent Erie County sales and use tax for the period March 1, 1998 through February 28, 1999 will result in a 1998 Erie County budget shortfall in excess of eighty-three million dollars and result in cessation of essential county services to the people of the County.

Such request is made by the chief executive officer of such municipality concurred in by a majority of the total membership of the local legislative body.

AND BE IT FURTHER

RESOLVED, that the Clerk of the Legislature be directed to forward copies of this home rule request, certified by the Erie County Executive and the Clerk of the Erie County Legislature, two copies to the New York State Senate and two copies to the New York State Assembly.

WHEREAS, the additional one percent Erie County sales and use tax, last extended by Chapter 8 of the Laws of nineteen hundred ninety-seven will expire on February twenty-eight nineteen hundred ninety-eight, and

WHEREAS, the nineteen-ninety-eight Erie County budget was adopted in anticipation of an extension of the additional Erie County sales and use tax through February twenty-eight nineteen hundred ninety-nine, and

WHEREAS, failure to extend the additional one percent sales and use tax will result in an estimated shortfall of more than eighty-three million dollars in the nineteen ninety-eight Erie County budget, and

WHEREAS, Senate Bill S.5940 and Assembly Bill A.8717, now pending before the New York State Legislature, would authorize extension of the additional sales and use tax through February twenty-eight nineteen hundred ninety-nine;

NOW, THEREFORE, BE IT RESOLVED, THAT A HOME RULE REQUEST IS MADE TO THE NEW YORK STATE LEGISLATURE AS FOLLOWS:

TO THE LEGISLATURE:

Pursuant to Article IX of the Constitution, the County of Erie requests the enactment of Assembly Bill No. 8717, entitled "AN ACT to amend the tax law, in relation to the imposition of sales and use taxes by the county of Erie."

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows:

The local government does not have power to enact such legislation by local law.

Other facts as set forth in the following explanation establish such necessity.

Failure to extend the additional one percent Erie County sales and use tax for the period March 1, 1998 through February 28, 1999 will result in a 1998 Erie County budget shortfall in excess of eighty-three million dollars and result in cessation of essential county services to the people of the County.

Such request is made by the chief executive officer of such municipality concurred in by a majority of the total membership of the local legislative body.

AND BE IT FURTHER

RESOLVED, that the Clerk of the Legislature be directed to forward copies of this home rule request, certified by the Erie County Executive and the Clerk of the Erie County Legislature, two copies to the New York State Senate and two copies to the New York State Assembly.

Ms. PEOPLES moved the adoption. Mr. DUSZA seconded.

Chairman SWANICK directed that a Roll Call be taken:

Ayes - Pauly, DeBenedetti, Dusza, Fisher, Fitzpatrick, Holt, Kuwik, Marinelli, Olma, Peoples, Swanick - 11. Noes - Chase, Greenan, Larson, Marshall, Ranzenhofer, Weinstein - 6.

CARRIED.

FROM THE COUNTY EXECUTIVE

ITEM 32 - (Comm. 1E-7) Health - Training & Technical Assistance for County Health Departments 7/1/97 - 6/30/98

ITEM 33 - (Comm. 1E-8) Health - Dental Program Supplies & Equipment Donation

The above two items were Received and referred to the HEALTH COMMITTEE.

ITEM 34 - (Comm. 1E-9)

Ms. PEOPLES moved for immediate consideration. Ms. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 11 Re: Sheriff's Office - Staffing
Adjustments

RESOLVED, that the Erie County Sheriff's Office be authorized to delete a position of Sergeant, Job Group VIII, and to create the position of Lieutenant, Job Group IX, effective January 1, 1998, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance and the Office of the Sheriff for implementation.

Ms. PEOPLES offered an amendment as follows:

Delete the original resolution and replace with the following new resolution to read as follows:

RESOLVED, that the Erie County Sheriff's Office be authorized to delete a position of Sergeant, Job Group IX, and to create the position of Lieutenant, Job Group X, effective January 1, 1998, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance and the Office of the Sheriff for implementation.

Ms. PEOPLES moved the adoption of the amendment. Mrs. FISHER seconded.

CARRIED UNANIMOUSLY.

Ms. PEOPLES moved the adoption of the resolution as amended. Mr. MARINELLI seconded.

CARRIED UNANIMOUSLY.

FROM THE COUNTY EXECUTIVE

ITEM 35 - (Comm. 1E-10) Health - Childhood Lead Poisoning Prevention Program 1/1/97 - 12/31/97

Received and referred to the HEALTH COMMITTEE.

.....
ITEM 36 - (Comm. 1E-11) Reappointments to ECSD No. 6 Board of Managers

.....
ITEM 37 - (Comm. 1E-12) Appointments & Reappointments to ECSD No. 5 Board of Managers

.....
ITEM 38 - (Comm. 1E-13) Reappointment to ECSD No. 1 Board of Managers

The above three items were Received and referred to the ENERGY AND ENVIRONMENT COMMITTEE.

.....
ITEM 39 - (Comm. 1E-14) 1998 Variable Minimums

.....
ITEM 40 - (Comm. 1E-15) 1998 Underfill & Trainee Appointments

The above two items were Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

.....
ITEM 41 - (Comm. 1E-16) Grant Programs - Authorization to Contract
Received and referred to the FINANCE AND MANAGEMENT COMMITTEE.

.....
ITEM 42 - (Comm. 1E-17)

Ms. PEOPLES moved for immediate consideration. Mr. LARSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 12 Re: Sheriff's Office - Personnel Adjustments

WHEREAS, the Erie County Sheriff's Office is requesting the deletion of the position of Deputy Sheriff Reserve, Job Group VIII, which will generate \$15,156 in savings, and

WHEREAS, the addition of a Junior Secretary to the Sheriff, Job Group V for the Sheriff's office, and reclassification of the Secretary to the Sheriff onto the Sheriff's Managerial Confidential pay scale, will cost an additional \$34,656 over currently budgeted levels, and

WHEREAS, funding for the balance of \$19,500 will be made available from balances in various accounts in the Sheriff's 1998 budget.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Sheriff's Office be authorized to delete a position of Deputy Sheriff Reserve Part Time, Job Group VII, and to create the position of Junior Secretary to the Sheriff, Job Group V, and be it further

RESOLVED, that the title of Secretary to the Sheriff be reclassified to the Sheriff's Managerial Confidential pay scale, and be it further

RESOLVED, that funding for this request shall be established as follows:

1998 Budget	
Sheriff Division - Department	
<u>Appropriation</u>	<u>Increase</u>
Account 800 - Personal Services	\$ 19,500
Account 811 - Clothing and Dry Goods	\$ 8,000
Holding Center-Department 151	
Account 811 - Clothing and Dry Goods	\$ 4,000
Account 812 - Food	\$ 7,500
Total Decrease	\$ 19,500

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management, and Finance and the Office of the Sheriff for implementation.

Ms. PEOPLES moved the adoption. Mr. LARSON seconded.

CARRIED UNANIMOUSLY.

FROM THE COUNTY EXECUTIVE

ITEM 43 - (Comm. 1E-18) Engineering Service Agreements Comm. 20E-13
Work Project: TVGA-2 ECSD No. 6 Weber Road Storm Sewer Improvements

ITEM 44 - (Comm. 1E-19) ECSD No. 4 - URS Consultants, Inc. Change
Order No. 3

ITEM 45 - (Comm. 1E-20) Erie County/Southtowns Sewage Treatment
Agency NYSERDA Flex-Tech Program UNUX Operational Control Modifications

ITEM 46 - (Comm. 1E-21) ECSD's NYSERDA Flex-Tech Program Sludge
Press Modifications

ITEM 47 - (Comm. 1E-22) Parks, Recreation & Forestry State Aid for
Snowmobile Development 1997-98

The above five items were Received and referred to the ENERGY AND
ENVIRONMENT COMMITTEE.

ITEM 48 - (Comm. 1E-23)

Ms. PEOPLES moved for immediate consideration. Mr. KUWIK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 13 Re: Central Police Services New Position
Request Technical Specialist -
Communications

RESOLVED, that the position of Technical Specialist -
Communications, Job Group 7, is hereby established in the
Department of Central Police Services, effective January 1, 1998,
and be it further

RESOLVED, that the following budgetary transactions are hereby
authorized in order to fund the position:

1998 Budget
DEPARTMENT OF CENTRAL POLICE SERVICES
Department 650

<u>Revenue</u>	<u>Increase</u>
Acct. 685-6508 Interfund E-911	\$ 33,665

<u>Appropriations</u>	<u>Increase</u>
Acct. 800 Personal Services	\$ 26,713
Acct. 805 Fringe Benefits	6,247
Total Appropriation Increase	\$ 33,665

E-911 Fund 230-Department 650

<u>Appropriation</u>	<u>Decrease</u>
Acct. 933 Equipment	\$ 33,665

<u>Appropriations</u>	<u>Increase</u>
Acct. 880-6500 Interfund-CPS	\$ 33,665

and be it further

RESOLVED, that certified copies of this resolution be
forwarded to the Division of Budget, Management and Finance, the
Department of Personnel, and the Department of Central Police
Services.

Ms. PEOPLES moved the adoption. Mr. KUWIK seconded.

CARRIED UNANIMOUSLY.

COMMUNICATIONS FROM THE DEPARTMENTS:

FROM ERIE COMMUNITY COLLEGE

ITEM 49 - (Comm. 1D-1) Notice of Meeting Held 12/17/97
Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM BUDGET, MANAGEMENT & FINANCE

ITEM 50 - (Comm. 1D-2) Budget Monitoring Report for the Period
Ending 10/31/97
Received and referred to the FINANCE AND MANAGEMENT COMMITTEE.

FROM ERIE COMMUNITY COLLEGE

ITEM 51 - (Comm. 1D-3) Minutes of Special Meeting Held 12/3/97

ITEM 52 - (Comm. 1D-4) Minutes of Meeting Held 10/29/97

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

FROM DEP

ITEM 53 - (Comm. 1D-5) SEQR Negative Declaration - Notice of
Determination & Non-Significance - Child Care Center - ECC North Campus

Received and referred to the ENERGY AND ENVIRONMENT COMMITTEE.

FROM ERIE COUNTY MEDICAL CENTER

ITEM 54 - (Comm. 1D-6) Notice of Meetings to be Held 1/9/98 &
1/22/98

Received and referred to the HEALTH COMMITTEE.

FROM LAW

ITEM 55 - (Comm. 1D-7) Notice of Claims

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM ERIE COUNTY MEDICAL CENTER

ITEM 56 - (Comm. 1D-8) Board of Managers Finance Committee 1/9/98
Financial Statements for 11/30/97

Received and referred to the HEALTH COMMITTEE.

FROM CLERK OF THE LEGISLATURE

ITEM 57 - (Comm. 1D-9) Notice of Meeting to be Held 1/8/98

RECEIVE, FILE & PRINT.

TO MEMBERS OF THE LEGISLATURE:

PLEASE TAKE NOTICE that, pursuant to Communication 27E-11 (1997), 1998 SCHEDULE OF LEGISLATIVE SESSIONS, a meeting to organize the Erie County Legislature for the year 1998 will be held in the Legislative Chambers, 25 Delaware Avenue, Buffalo, New York on the 8th day of January, 1998 at 2:00 in the afternoon of that day, and a Chairman of said Legislature for the year 1998 will then be selected, and you are hereby notified to be present at such time and place as aforesaid.

LAURIE A. MANZELLA
Clerk
Erie County Legislature

RECEIVED, FILED & PRINTED.

ITEM 58 - (Comm. 1D-10) Agenda Items

RECEIVE, FILE & PRINT

TO: Erie County Legislators, Elected Officials
Department Heads & Staff

From: Laurie A. Manzella, Clerk

SUBJECT: Agenda Items

In accordance with Rule 35 of the Rules of the Erie County Legislature, please be advised that the attached represents a list of all items that have been removed from the Agenda of the Legislature (including all committee agendas) as of December 31, 1997.

The list includes any "OPEN ITEMS" submitted to the Legislature prior to January 1, 1997. Anyone wishing to keep such items in committee should submit a request for this year.

If you have any questions, please contact me at 85808377.

Sincerely,
LAURIE A. MANZELLA
Clerk

RECEIVED, FILED & PRINTED.

ATTACHMENT

ITEMS RECEIVED AND FILED AS OF 12/31/97

PAGE 1

SUBMITTER	DATE OF CLOCK-IN	LEG ID #	DESCRIPTION	COMMITTEE ASSIGNMENT	PAGE REF	COMM ACTION	LEGISLATIVE ACTION		
							FIN ACT	DATE	PAGE
GREENAN ET AL	01/24/96	INT 3-3	Protecting the Public and Rescue Crews	PUBLIC SAFETY		TAB	R&F	12/31/97	
FITZPATRICK	01/29/96	INT 3-6	Creating a Sales Tax-Free "Retail Enterprise Zone" in the City of Buffalo	ECONOMIC DEVELOPMENT		TAB	R&F	12/31/97	
MARSHALL, RANZENHOFER, LARSON, VILLARINI & GREENAN	01/30/96	INT 3-15	Support for New York State Senate Mandate Relief Legislation	FINANCE & MANAGEMENT		TAB	R&F	12/31/97	
PAULY	02/15/96	INT 4-13	Department of Energy's Tonawanda Nuclear Site	ENERGY & ENVIRONMENT		TAB	R&F	12/31/97	
SON, GREENAN, MARSHALL RANZENHOFER, VILLARINI, KUWIK, SWANICK, DUSZA,	03/04/96	INT 5-9	Pilot Program for Firefighter Small Coats : Additional Sponsors FISHER & COHEN KENNEDY	PUBLIC SAFETY		TAB	R&F	12/31/97	
LARSON, RANZENHOFER, GREENAN, MARSHALL & VILLARINI	03/13/96	INT 6-2	Re-Establishing the Property Tax Relief Account	FINANCE & MANAGEMENT		TAB	R&F	12/31/97	
PEOPLES KUWIK, SWANICK, LARSON, GREENAN, DEBENEDETTI,	03/21/96	INT 6-15	In Support of Increasing the New York State PINS Age to 18 PEOPLES, FISHER & COHEN KENNEDY	PUBLIC SAFETY		TAB	R&F	12/31/97	
COUNTY EXECUTIVE	04/16/96	7 E-38	OPEN ITEM. Sewerage Facility Construction & Repairs	ENERGY & ENVIRONMENT		TAB	R&F	12/31/97	

ITEMS RECEIVED AND FILED AS OF 12/31/97

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SUBMITTER	DATE OF CLOCK-IN	LEG ID #	DESCRIPTION	COMMITTEE ASSIGNMENT	PAGE REF	COMM ACTION	LEGISLATIVE ACTION		
							FIN ACT	DATE	PAGE
UNITED COUNCIL OF HAMBURG TAXPAYERS ASSOCIATION	01/25/96	7 M-4	Take Over of Buffalo's Water System	ENERGY & ENVIRONMENT		TAB	R&F	12/31/97	
PEOPLES	04/02/96	INT 7 6	Instituting a "Ride-Share" Program for Erie County Employees	ECONOMIC DEVELOPMENT		TAB	R&F	12/31/97	
LARSON, GREENAN, VILLARINI, RANZENHOFER & MARSHALL	04/02/96	INT 7-7	Need to Change Social Services Confidentiality Law	SOCIAL SERVICES		TAB	R&F	12/31/97	
PEOPLES	04/15/96	INT 7 21	Enhancing the Working Relationship Between Erie County Probation and the Buffalo Police Department	PUBLIC SAFETY		TAB	R&F	12/31/97	
DUSZA & COHEN KENNEDY	04/26/96	INT 9-3	Support for State Initiatives to Limit Time on Welfare	SOCIAL SERVICES		TAB	R&F	12/31/97	
MARSHALL, RANZENHOFER, ARINI & GREENAN	04/29/96	INT 9-4	Stop Playing Budget Games with County's Roads & Bridges	ECONOMIC DEVELOPMENT		TAB	R&F	12/31/97	
MARSHALL, GREENAN, LARSON, VILLARINI & RANZENHOFER	05/02/96	INT 9-9	Finger Imaging for AFDC Clients & Children	SOCIAL SERVICES		TAB	R&F	12/31/97	
HOLT	05/07/96	INT 9-20	Competitive Utilities	ENERGY & ENVIRONMENT		TAB	R&F	12/31/97	

ITEMS RECEIVED AND FILED AS OF 12/31/97

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SUBMITTER	DATE OF CLOCK-IN	LEG ID #	DESCRIPTION	COMMITTEE ASSIGNMENT	PAGE REF	COMM ACTION	LEGISLATIVE ACTION		
							FIN ACT	DATE	PA
ECC	05/08/96	10 D-1	Notice of Meeting Held 5/9/96	R&F			R&F	12/31/97	
ECC	05/09/96	10 D-3	Notice of Meeting Held 5/13/96	R&F			R&F	12/31/97	
BUFFALO & ERIE COUNTY PUBLIC LIBRARY	05/14/96	10 D-8	Notice of Meeting Held 5/16/96	R&F			R&F	12/31/97	
ECC	05/15/96	10 D-9	Notice of Meeting Held 5/22/96	R&F			R&F	12/31/97	
DPW - HIGHWAYS	05/15/96	10 D-10	Certificate & Notice of Highway Closure - Whitney Town of Holland	R&F			R&F	12/31/97	
DPW	05/21/96	10 D-19	Rich Stadium - New Outdoor Practice Facility & Additional Parking Lot	R&F			R&F	12/31/97	
COMPTROLLER	05/15/96	10 E-2	Certificate of Deter- mination: Form & Details of Sale & Issuance of \$20 Million General Obligation Serial Bonds	R&F			R&F	12/31/97	
SWANICK	05/21/96	10 E-3	1996 Committee Assignments	R&F			R&F	12/31/97	
NYS REGION 9 FOREST PRACTICE BOARD	05/08/96	10 M-1	Minutes of Meeting 4/18/96	R&F			R&F	12/31/97	

ITEMS RECEIVED AND FILED AS OF 12/31/97

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SUBMITTER	DATE OF CLOCK-IN	LEG ID #	DESCRIPTION	COMMITTEE ASSIGNMENT	PAGE REF	COMM ACTION	LEGISLATIVE ACTION		
							FIN ACT	DATE	PF
NYS ASSEMBLY SPEAKER SHELDON SILVER	05/09/96	10 M-1	Acknowledgment of Receipt of Certified Resolutions	R&F			R&F	12/31/97	
JOHN KOMOROSKI	05/13/96	10 M-4	Notice of Affidavit	R&F			R&F	12/31/97	
LAW OFFICES OF DIXON, DEMARIE & SCHOBORN	05/13/96	10 M-5	Notice of Claim	COUNTY ATTORNEY			R&F	12/31/97	
NYS FISH & WILDLIFE MANAGEMENT BOARD	05/16/96	10 M-9	Minutes of Board Meeting	R&F			R&F	12/31/97	
ERIE COUNTY DEMOCRATIC COMMITTEE	05/21/96	10 M-14	Recommendation for Vacancy in 11th Legislative District	R&F			R&F	12/31/97	
HOLT	06/04/96	INT 11-4	Appointment of Vivian Turner to the NFTA Board of Commissioners				R&F	12/31/97	
MARSHALL & VILLARINI	06/04/96	INT 11-13	Potential Excessive Use of Force by Law Enforce- ment Officials with Suspects	PUBLIC SAFETY		TAB	R&F	12/31/97	
LOPLES	06/28/96	INT 13-2	Mass Transit Service	ECONOMIC DEVELOPMENT		TAB	R&F	12/31/97	
MARSHALL, RANZENHOFER, LARSON, GREENAN & VILLARINI	07/08/96	INT 13-12	Reiterating Support for the Implementation of a Video Arraignment Pilot Program in Erie County	PUBLIC SAFETY		TAB	R&F	12/31/97	

ITEMS RECEIVED AND FILED AS OF 12/31/97

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SUBMITTER	DATE OF CLOCK-IN	LEG ID #	DESCRIPTION	COMMITTEE ASSIGNMENT	PAGE REF	COMM ACTION	LEGISLATIVE ACTION		
							FIN AC	DATE	PAGE
GREENAN, LARSON, MARSHALL RANZENHOFER & VILLARINI	07/08/96	INT 13-15	Support for the Crackdown on Illegal Immigrants	PUBLIC SAFETY		TAB	R&F	12/31/97	
PEOPLES AS AMENDED	07/11/96	INT 13-27	Black Market Guns	PUBLIC SAFETY		TAB	R&F	12/31/97	
EMERGENCY SERVICES	07/18/96	15 D-6	Public Safety Radio Communications Study	PUBLIC SAFETY		TAB	R&F	12/31/97	
EDWARD KRYCIA, JR.	07/23/96	15 M-10	Order to Show Cause: Appointment of Laurence Adamczyk	COUNTY ATTORNEY			R&F	12/31/97	
OLMA & RANZENHOFER	07/22/96	INT 15-6	Appointments of the Legislature	GOVERNMENT AFFAIRS		TAB	R&F	12/31/97	
MARSHALL, RANZENHOFER, LARSON, VILLARINI, & GREENAN	07/23/96	INT 15-16	Lack of Budget Monitoring Report for 1996	FINANCE & MANAGEMENT		TAB	R&F	12/31/97	
HALL	07/25/96	INT 15-20	Considering the Implementation of Activity-Based Costing as a Means of Saving Taxpayer Money	FINANCE & MANAGEMENT		TAB	R&F	12/31/97	
PEOPLES	08/27/96	INT 18-2	Pepper Spray	HEALTH		TAB	R&F	12/31/97	
COHEN KENNEDY	09/17/96	INT 20-6	Supporting Amendment to the NYS Family Court Act	PUBLIC SAFETY		TAB	R&F	12/31/97	
DEBENEDETTI	09/17/96	INT 20-8	ECIDA Contracts & Policy	ECONOMIC DEVELOPMENT		TAB	R&F	12/31/97	

ITEMS RECEIVED AND FILED AS OF 12/31/97

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SUBMITTER	DATE OF CLOCK IN	LEG ID #	DESCRIPTION	COMMITTEE ASSIGNMENT	PAGE REF	COMM ACTION	LEGISLATIVE ACTION		
							FIN ACT	DATE	PAGE
GREENAN & MARSHALL, DEMOCRATIC MAJORITY COMPTROLLER	09/19/96	INT 20-13	FCIDIA Cooperative Development Policy	GOVERNMENT AFFAIRS		TAB	R&F	12/31/97	
COMPTROLLER	09/21/96	21 E-4	Borrowing Practices of the Erie County Water Authority	ENERGY & ENVIRONMENT		TAB	R&F	12/31/97	
HOLT & PEOPLES COMPTROLLER	10/01/96	INT 21-9	Report on How to Enhance Effectiveness of Coalition for Employment & Economic Development	ECONOMIC DEVELOPMENT		TAB	R&F	12/31/97	
COMPTROLLER	10/08/96	22 E-1	Examination of Erie County Water Authority Audit 1996	ENERGY & ENVIRONMENT		TAB	R&F	12/31/97	
COMPTROLLER	10/08/96	22 E-4	Examination of Borrowing Practices of Erie County Water Authority for the Period 1990 - 1996	ENERGY & ENVIRONMENT		TAB	R&F	12/31/97	
COUNTY EXECUTIVE	10/15/96	22 E-26	Establishing a Fee for Background Checks Performed by Sheriff's Office	PUBLIC SAFETY		TAB	R&F	12/31/97	
CHEEKTOWAGA TOWN BOARD	10/10/96	22 M-9	Certified Resolution Supporting the Lancaster Transportation Corridor Feasibility Study	ECONOMIC DEVELOPMENT		TAB	R&F	12/31/97	
RANZENHOFER, GREENAN, LARSON, VILLARINI & MARSHALL	10/11/96	INT 22-5	In Opposition to Proposed City of Buffalo Employee Surcharge	FINANCE & MANAGEMENT		TAB	R&F	12/31/97	

ITEMS RECEIVED AND FILED AS OF 12/31/97

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SUBMITTER	DATE OF CLOCK-IN	LEG ID #	DESCRIPTION	COMMITTEE ASSIGNMENT	PAGE REF	COMM ACTION	LEGISLATIVE ACTION		
							FIN ACT'	DATE	PAGE
MARSHALL, VILLARINI, GREENAN, LARSON & RANZENHOFER	10/15/96	INT 22-12	Department of Health - Revised M.I.C. Project 10/1/96 - 9/30/97	HEALTH		TAB	R&F	12/31/97	
COUNTY EXECUTIVE	11/04/96	23 E-16	Policy for Lease Procedure	FINANCE & MANAGEMENT		TAB	R&F	12/31/97	
SWANICK & DEBENEDETTI	10/28/96	INT 23-2	Radon Information as Part of Real Estate Transactions	ENERGY & ENVIRONMENT		TAB	R&F	12/31/97	
BUDGET, MANAGEMENT & FINANCE	11/14/96	24 D-7	Copy of Memo to Legislators Peoples Re: Impact of Mandated Managed Care	HEALTH		TAB	R&F	12/31/97	
	12/12/96	29 H-12	1997 Operating & Maintenance Budget	HEALTH & ENVIRONMENT		TAB	R&F	12/31/97	
GREENAN, MARSHALL & RANZENHOFER	12/17/96	INT 29-11	Loss of Welfare Benefits Due to Illegal Activities	SOCIAL SERVICES		TAB	R&F	12/31/97	
MARSHALL	12/17/96	INT 29-13	Development of Buffalo & Pittsburgh Railroad Line From Buffalo to Southern Tier	ECONOMIC DEVELOPMENT		TAB	R&F	12/31/97	

FROM ERIE COMMUNITY COLLEGE

ITEM 59 - (Comm. 1D-11) Notice of Meeting to be held 1/12/98

ITEM 60 - (Comm. 1D-12) Notice of Meeting to be Held 1/7/98

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

FROM ERIE COUNTY MEDICAL CENTER

ITEM 61 - (Comm. 1D-13) Sycamore Street Lease

Received and referred to the HEALTH COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:

FROM NYS ASSEMBLYMAN REYNOLDS

ITEM 62 - (Comm. 1M-1) Acknowledgement of Receipt of Resolution.
RECEIVED & FILED.

FROM OFF TRACK BETTING CORPORATION

ITEM 63 - (Comm. 1M-2) Minutes of Meeting Held 10/22/97

FROM BUFFALO CONVENTION & VISITORS BUREAU

ITEM 64 - (Comm. 1M-3) Buffalo Convention Center Feasibility Study
December, 1997

The above two items were Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM INDEPENDENT HEALTH

ITEM 65 - (Comm. 1M-4) Letter to Legislator Fisher Re: The Impact of Changing Health Care Delivery System on Individuals

Received and referred to the HEALTH COMMITTEE.

FROM NYSDEC

ITEM 66 - (Comm. 1M-5) Fact Sheet Re: Spaulding Composites - Tonawanda

Received and referred to the ENERGY AND ENVIRONMENT COMMITTEE.

FROM NYS DEPARTMENT OF AGRICULTURE & MARKETS

ITEM 67 - (Comm. 1M-6) Review of Erie County Agricultural District No. 1

ITEM 68 - (Comm. 1M-7) Review of Erie County Agricultural District No. 14

FROM NYS ASSEMBLYMEN REYNOLDS

ITEM 69 - (Comm. 1M-8) Acknowledgement of Receipt of Resolution

The above three items were RECEIVED & FILED.

FROM TOWN OF BOSTON

ITEM 70 - (Comm. 1M-9) Letter to Legislature Re: Sales Tax Week

FROM WILLIAMSVILLE SCHOOL DISTRICT

ITEM 71 - (Comm. 1M-10) Letter to Legislature Re: Sales Tax Week

FROM ALDEN CENTRAL SCHOOL DISTRICT

ITEM 72 - (Comm. 1M-11) Letter to Legislator Swanick Re: Sales Tax Free Week

The above three items were Received and referred to the FINANCE AND MANAGEMENT COMMITTEE.

FROM NYSDEC

ITEM 73 - (Comm. 1M-12) Fact Sheet Re: Bern-Universal Metals Hazardous Waste Site 12/97

FROM MELINDA HOLLAND. CLEAN SITES

ITEM 74 - (Comm. 1M-13) Summary of Meeting Held 12/3/97 & Notice of Meeting Held 1/7/98

The above two items were Received and referred to the ENERGY AND ENVIRONMENT COMMITTEE.

FROM NFTA

ITEM 75 - (Comm. 1M-14) Minutes of Meeting Held 11/17/97

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM TOWN OF HAMBURG

ITEM 76 - (Comm. 1M-15) Letter to Legislature Re: Sales Tax Free Week

FROM WILLIAMSVILLE CENTRAL SCHOOLS

ITEM 77 - (Comm. 1M-16) Letter to Legislators Swanick & Peoples Re: Commenting on the Sales Tax Free Period

FROM RENSSELAER COUNTY LEGISLATURE

ITEM 78 - (Comm. 1M-17) Resolution in Support of New York Stte
Legislature Organizing a "Dairy Summit" concerning Milk Pricing

The above three items were Received and referred to the FINANCE AND
MANAGEMENT COMMITTEE.

FROM COLDEN TOWN BOARD

ITEM 79 - (Comm. 1M-18) Certified Copy of Resolution Re: Requesting
Erie County to Secure Title to the B&P Railroad Tracts Within Erie
County & Rehab

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM US CONGRESSMAN QUINN

ITEM 80 - (Comm. 1M-19) Acknowledgement of Receipt of Resolution.
RECEIVED & FILED.

FROM TOWN OF CLARENCE

ITEM 81 - (Comm. 1M-20) Letter to Legislator Swanick Re: Sales Tax
Free Week

FROM ROSWELL PARK CANCER INSTITUTE

ITEM 82 - (Comm. 1M-21) Letter to Legislature Re: Greater Buffalo
Partnership's Report on Funding for Buffalo Bills Lease Extension

FROM MOLLYOLGA NEIGHBORHOOD ART CLASSES, INC.

ITEM 83 - (Comm. 1M-22) Final Report for Erie County Cultural
Funding 1997 for Mollyolga & Notification of Name Change to Locust
Street Neighborhood Art Classes

The above three items were Received and referred to the FINANCE AND
MANAGEMENT COMMITTEE.

FROM ECIDA

ITEM 84 - (Comm. 1M-23) Notice of Meeting to be Held 1/14/98
Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

MEMORIAL RESOLUTIONS:

ITEM 85 - Ms. PEOPLES moved that when this Legislature adjourns, it do so out of respect to the memory of ELLA MAE HILL, deceased. Mr. MARSHALL seconded.

CARRIED UNANIMOUSLY.

ITEM 86 - Ms. MARINELLI moved that when this Legislature adjourns, it do so out of respect to the memory of GEORGE POETTE and JAMES HAUSER, deceased. Ms. PEOPLES seconded.

CARRIED UNANIMOUSLY.

ITEM 87 - Mr. MARSHALL moved that when this Legislature adjourns, it do so out of respect to the memory of GLEN ELLER, deceased. Ms. PEOPLES seconded.

CARRIED UNANIMOUSLY.

ITEM 88 - Mr. GREENAN moved that when this Legislature adjourns, it do so out of respect to the memory of EDWARD KENNEDY, deceased. Mr. MARSHALL seconded.

CARRIED UNANIMOUSLY.

ITEM 89 - Ms. PEOPLES moved that when this Legislature adjourns, it do so out of respect to the memory of GEORGE WESSEL, deceased. Mr. MARSHALL seconded.

CARRIED UNANIMOUSLY.

ADJOURNMENT:

ITEM 90 - At this time, there being no further business to transact, the Chairman announced that the Chair would entertain a Motion to Adjourn.

Ms. PEOPLES moved that the Legislature adjourn until 2:00 P.M., Thursday, January 22, 1998. Mr. MARSHALL seconded.

CARRIED UNANIMOUSLY.

The Chairman declared the Legislature adjourned until Thursday, January 22, 1998 at 2:00 P.M., Eastern Standard Time.

LAURIE A. MANZELLA
Clerk