



THE ERIE COUNTY LEGISLATURE

Session No. 15
September 12, 2013

Betty Jean Grant
Chair

Thomas J. Mazur
Majority Leader

John J. Mills
Minority Leader

Robert M. Graber
Clerk of the Legislature

ROLL CALL

INVOCATION – Mr. Loughran

PLEDGE OF ALLEGIANCE – Ms. Dixon

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

MAZUR & McCracken	Congratulating Ronald P. Kreamy on His Retirement from EC
MARINELLI	Honoring Angeline Benevento Carriero on Her 100th Birthday
MILLS	Congratulating Annette Gernatt on Retiring with 47 Years of Service in the Library System, 30 as Director of the Concord Public Library
LOUGHRAN	Congratulating Rosemarie Dietschler on Her 100th Birthday - September 18, 2013
MAZUR	Congratulating Adeline Wucikowski on Being Named Citizen of the Month for July 2013
MAZUR	Honoring Eugene Kraft, USMC Veteran of the Battle of Iwo Jima, on His 90th Birthday & His Selection for the October 2013 Honor Flight to Washington, D.C.
MILLS	Congratulating Alex Rand, Boy Scout Troop 285, on Obtaining the Rank of Eagle Scout
HARDWICK	Honoring William L. Strassburg III on Being Appointed City of Tonawanda Chief of Police
HARDWICK	Honoring the YWCA of the Tonawandas on Its 100th Anniversary
MILLS	Congratulating Stefanena Kyson of Gowanda on Her Outstanding Performance at the National Senior Games, Winning Six Medals
GRANT	Congratulating the American Red Cross on the Centennial of the Clement Mansion & Commending Its Stewardship of this Buffalo Architectural Treasure

GRANT & HOGUES	Commemorating the 50th Anniversary of the March on Washington & Dr. Martin Luther King's "I Have a Dream" Speech
GRANT & HOGUES	Celebrating the 105th Birthday of Mamie Kirkland on September 3, 2013
LORIGO	Honoring the West Seneca Historical Museum for Being Placed on the National Register of Historic Places

LOCAL LAWS:

REFERENCE:

LL INT. 1-1 3/27/2012	McCRACKEN, GRANT, MAZUR, HOGUES, MARINELLI & LOUGHRAN	A LL to Establish "An Animal Abuse Registry in EC"	Energy & Environment
LL INT. 3-1 10/9/2012	HARDWICK, MARINELLI & HOGUES	A LL to Provide Predictable Funding for the Buffalo & EC Library	Community Enrichment
LL INT. 1-1 2/8/2013	McCRACKEN, GRANT, MAZUR, MARINELLI, LOUGHRAN & HOGUES	A LL to Establish "An Animal Abuse Registry in EC"	Energy & Environment

COMMITTEE REPORTS:

LEGISLATOR RESOLUTIONS:

REFERENCE:

INTRO 15-1	MAZUR & McCRACKEN	Surplus Authorization for the Lt. Col. Matt Urban VFW Post No. 7275
----------------------------	-------------------	---

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

SUSPENSION OF THE RULES:

<u>COMMUNICATIONS FROM ELECTED OFFICIALS:</u>			<u>REFERENCE:</u>
<u>COMM. 15E-1</u>	GRANT	Letter to Sheriff Concerning Telephone Funds Received, Deposited & Spent	Public Safety
<u>COMM. 15E-2</u>	COMPTROLLER	Department of CPS - Audit of DNA Backlog Grant - 10/1/2010 - 12/31/2012	Public Safety
<u>COMM. 15E-3</u>	DIXON	Letter to Comptroller Concerning Lock Up Agreement by & Between the City of Buffalo & EC	Public Safety
<u>COMM. 15E-4</u>	COUNTY EXECUTIVE	Appointment of Member of EC Board of Ethics	Government Affairs
<u>COMM. 15E-5</u>	COUNTY EXECUTIVE	Appointment to the Commission on the Status of Women	Minority & Women Business Enterprise
<u>COMM. 15E-6</u>	COMPTROLLER	Interim Financial Report for the Second Quarter of 2013, Ended 6/30/2013	Finance & Management
<u>COMM. 15E-7</u>	COMPTROLLER	Notification of 2013 Bond & Revenue Anticipation Sales	R&F
<u>COMM. 15E-8</u>	SHERIFF	Letter to Chair of the Legislature Concerning Telephone Funds Received, Deposited & Spent	Public Safety
<u>COMM. 15E-9</u>	COUNTY EXECUTIVE	FEMA Findings on October 2006 Storm	Finance & Management
<u>COMM. 15E-10</u>	COMPTROLLER	Report of Secured Funds Relating to 2013 Revenue Anticipation Note & 2013 Ralph Wilson Stadium Bond Issues	Finance & Management
<u>COMM. 15E-11</u>	COUNTY EXECUTIVE	ECSD Nos.1-6 & 8 - Section 270/271 Resolutions	Energy & Environment
<u>COMM. 15E-12</u>	COUNTY EXECUTIVE	EC Soil & Water Conservation District Agreement - Technical Services & Stream Bank Maintenance, Bridge & Culvert Scour Maintenance Program	Energy & Environment
<u>COMM. 15E-13</u>	COUNTY EXECUTIVE	License Agreement - Ellicott Creek Park - Bark Park - Town of Tonawanda	Energy & Environment
<u>COMM. 15E-14</u>	COUNTY EXECUTIVE	ECSD No. 5 - Amherst Town Sewer District No. 16 - Amendment to Service Agreement - 10/26/2005	Energy & Environment

COMM. 15E-15	COUNTY EXECUTIVE	Payment in Lieu of Taxes (PILOT) Agreements for Trinity Towers Senior Housing & Hertel Park Senior Housing - Affordable Housing Developments	Finance & Management
COMM. 15E-16	COUNTY EXECUTIVE	Department of CPS - Authorization to Contract	Public Safety
COMM. 15E-17	COUNTY EXECUTIVE	OPEN ITEM/PLACEHOLDER - ECC Academic Building - Design & Construction	Community Enrichment
COMM. 15E-18	COUNTY EXECUTIVE	CSEA Local 815 Correction Officers Unit - Medical Staff	
COMM. 15E-19	COUNTY EXECUTIVE	EC Sheriff Police Benevolent Association - 2009-2016 Successor Collective Bargaining Agreement	
COMM. 15E-20	COUNTY EXECUTIVE	Continued Imposition of Additional 1% & Additional .75% Sales & Compensating Use Tax for Period Ending November 30, 2015	
COMM. 15E-21	COUNTY EXECUTIVE	Acceptance of Grant Award - Integrated Cancer Services Program - Breast, Cervical and Colorectal Cancer Screening Program	Health & Human Services
COMM. 15E-22	COUNTY EXECUTIVE	Ralph Wilson Stadium Lease - Renovation Work & Annual Capital Maintenance Projects	Economic Development
COMM. 15E-23	COUNTY EXECUTIVE	Miscellaneous Bridge Rehabilitation & Repair Project - Construction Award - Towns of Amherst, Aurora, Boston, Lancaster, Tonawanda & Wales	
COMM. 15E-24	COUNTY EXECUTIVE	USEPA Great Lakes Restoration Initiative Grant: "Buffalo River RAP Project Management: Bailey/Smith Habitat Restoration Delimiting Project" (10/1/2013 - 9/30/2016)	Energy & Environment
COMM. 15E-25	COMPTROLLER	Letter Concerning July 2013 Budget Monitoring Report	Finance & Management
COMM. 15E-26	COUNTY EXECUTIVE	Authorization to be a Partner Organization to Receive Awards from QTAC	Health & Human Services
COMM. 15E-27	COUNTY EXECUTIVE	Acceptance of FY12 Emergency Management Performance Grant	Public Safety
COMM. 15E-28	COUNTY EXECUTIVE	Establish New Freedom Grant Funding	Health & Human Services

COMM. 15E-29	COUNTY EXECUTIVE	Child Protection Services Staffing & Reorganization of Management	Health & Human Services
COMM. 15E-30	COUNTY EXECUTIVE	Buffalo Erie Niagara Land Improvement Corporation Preemptive Bid Powers & Subsequent Repayment Agreement	Economic Development
COMM. 15E-31	SHERIFF	Bomb Squad Grant for FY11 & FY12	Public Safety
COMM. 15E-32	SHERIFF	K9 Transfer	Public Safety

COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE:

COMM. 15D-1	COMMISSIONER OF SOCIAL SERVICES	Letter to Clerk of Legislature Concerning Quarterly Report of Social Services Contract Changes	Health & Human Services
COMM. 15D-2	COMPTROLLER'S OFFICE	Follow-Up Letter to Chair of EC Board of Ethics Concerning Review of EC Board of Ethics	Government Affairs
COMM. 15D-3	COMPTROLLER'S OFFICE	Letter to Commissioner of Public Works Concerning Audit of the Maintenance & Inspection of County Elevators	Economic Development
COMM. 15D-4	DIRECTOR OF BUDGET & MANAGEMENT	Budget Monitoring Report for Period Ending June 2013	Finance & Management
COMM. 15D-5	COMMISSIONER OF CENTRAL POLICE SERVICES	Response Letter to Comptroller Concerning Audit of CPS DNA Backlog Grant	Public Safety
COMM. 15D-6	COMPTROLLER'S OFFICE	Letter to Director of Budget & Management Concerning 2013/2014 IGT Payments & Impact on 2013 Revenue Anticipation Note	Finance & Management
COMM. 15D-7	COUNTY ATTORNEY	Notice of Claims	Government Affairs
COMM. 15D-8	COMPTROLLER'S OFFICE	Letter to Commissioner of Parks, Recreation & Forestry Concerning Audit of Residences Operated by Department of Parks, Recreation & Forestry	Energy & Environment
COMM. 15D-9	DEPUTY COUNTY EXECUTIVE	Presentation Concerning Investigating the Release of Confidential Information by the Department of Social Services	Government Affairs
COMM. 15D-10	DEPUTY COUNTY EXECUTIVE	Letter to Chair of Government Affairs Committee Concerning Investigating the Release of Confidential Information by the Department of Social Services	Government Affairs

COMM. 15D-11	DEPUTY COUNTY EXECUTIVE	Presentation Concerning Investigating the Release of Confidential Information by the Department of Social Services - Comptroller Obtained DSS Records	Government Affairs
COMM. 15D-12	DEPUTY COUNTY EXECUTIVE	Presentation Concerning Investigating the Release of Confidential Information by the Department of Social Services - Rebuttal Claim of Comptroller Concerning Records Security Issue	Government Affairs
COMM. 15D-13	COMPTROLLER'S OFFICE	Letter to Commissioner of Parks, Recreation & Forestry Concerning Audit	Energy & Environment
COMM. 15D-14	COUNTY ATTORNEY	Transmittal of New Claims Against EC	Government Affairs
COMM. 15D-15	COMPTROLLER'S OFFICE	2013 Revenue Anticipation Note Sizing	Finance & Management
COMM. 15D-16	COMMISSIONER OF PUBLIC WORKS	Letter to Chair of Legislature Concerning Mid-Block Crosswalk - 92 Franklin St., Buffalo, NY	Economic Development
COMM. 15D-17	COUNTY ATTORNEY	Notice of Filing: Local Law 1-2013	R&F
COMM. 15D-18	COMPTROLLER'S OFFICE	June 2013 Sales Tax	Finance & Management
COMM. 15D-19	DEPARTMENT OF ENVIRONMENT & PLANNING	Former Friendship House Demolition - SEQR Notification	Energy & Environment
COMM. 15D-20	COMPTROLLER'S OFFICE	Letter to County Executive Concerning External Auditor's Management Letter for EC for the Year Ended 12/31/2012	Finance & Management
COMM. 15D-21	COMPTROLLER'S OFFICE	Letter to County Executive Concerning NYSDOT Single Audit Report for the Year Ended 12/31/2012	Economic Development
COMM. 15D-22	COUNTY ATTORNEY	Transmittal of New Claims Against EC	Government Affairs
COMM. 15D-23	COMMISSIONER OF HEALTH	Letter to Comptroller Concerning EC Comptroller's "Audit" of Correctional Health Services	Health & Human Services
COMM. 15D-24	COMPTROLLER'S OFFICE	Letter to Legislature Concerning County Pension Bill	Finance & Management
COMM. 15D-25	DIRECTOR OF BUDGET & MANAGEMENT	Letter to Legislature Concerning 2013 Estimated Pension Payment & 2014 Pension Estimate	Finance & Management

COMM. 15D-26	COMPTROLLER'S OFFICE	Letter to Legislature Regarding Receipt of Letter from Director of Budget & Management Concerning County Pension Bill	Finance & Management
COMM. 15D-27	DIRECTOR OF BUDGET & MANAGEMENT	Budget Monitoring Report for Period Ending July 2013	Finance & Management
COMM. 15D-28	COUNTY ATTORNEY	Transmittal of New Claims Against EC	Government Affairs
COMM. 15D-29	COMMISSIONER OF PUBLIC WORKS	Letter to Legislator Rath Concerning Snowplowing Contract Comments in Amherst & Clarence Bee	Economic Development

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:

REFERENCE:

COMM. 15M-1	SECRETARY TO THE NYS GOVERNOR	Letter to State Comptroller Concerning the Nomination of Wesley Hicks, Jr., MD as a Member of the NFTA Board	Economic Development
COMM. 15M-2	NYS DEPARTMENT OF AGRICULTURE & MARKETS	Letter to Clerk of Legislature Concerning the Extension of Review Date of Agricultural District No. 15	Energy & Environment
COMM. 15M-3	NFTA	Minutes from Meeting Held 6/27/2013	Economic Development
COMM. 15M-4	ASSIGNED COUNSEL PROGRAM	Copy of Quarterly Report for the 2nd Quarter of 2013	Government Affairs
COMM. 15M-5	ASSIGNED COUNSEL PROGRAM	Copy of Financial Report for the Period 1/1/2013 - 6/30/2013	Government Affairs
COMM. 15M-6	NYSDEC	Fact Sheet: 432 Pearl St. Update - Remedy Proposed for Brownfield Site Contamination; Public Comment Period Announced	Energy & Environment
COMM. 15M-7	NYSDEC	Fact Sheet: 275 Franklin St. Update - Remedy Proposed for Brownfield Site Contamination; Public Comment Period Announced	Energy & Environment
COMM. 15M-8	NYSDEC	Notice: Comment Period for Site Known as Former Buffalo Forge Property	Energy & Environment
COMM. 15M-9	NYSDEC	Notice: Comment Period for Site Known as Kensington Heights Apartments	Energy & Environment
COMM. 15M-10	NYSDEC	Notice of Deletion: Spaulding Fibre - 310 Wheeler Street, City of Tonawanda	Energy & Environment

COMM. 15M-11	EC MINORITY & WOMEN BUSINESS ENTERPRISES UTILIZATION ADVISORY BOARD	Minutes of Meeting Held 6/24/2013	Minority & Women Business Enterprise
COMM. 15M-12	NYSDEC	Public Notice: Inactive Hazardous Waste Disposal Site Delist Notice for Site Known as Fourth Street MGP	Energy & Environment
COMM. 15M-13	SARDINIA TOWN BOARD	Copy of Resolution Resolving Issues of Contract Between EC Department of Public Works & Various Towns in EC for Snowplowing & De-Icing Services	Economic Development
COMM. 15M-14	AURORA TOWN BOARD	Copy of Resolution Concerning EC Snowplowing	Economic Development
COMM. 15M-15	ELMA TOWN BOARD	Copy of Resolution to Help Resolve Snow Removal & De-Icing Issues of County Roads	Economic Development
COMM. 15M-16	NFTA	Copy of 17A Report & Capital Expenditures Report for the First Quarter of Fiscal Year Ending 3/31/2014	Economic Development
COMM. 15M-17	HAMBURG TOWN BOARD	Copy of Resolution Concerning Repair and Repaving of Sowles Road from McKinley Parkway to Southwestern Boulevard	Economic Development
COMM. 15M-18	PRESIDENT, EC BOARD OF HEALTH	Letter Concerning Next Meeting & Minutes of Meeting Held 5/21/2013	Health & Human Services
COMM. 15M-19	EDEN TOWN BOARD	Copy of Resolution Concerning Snow Removal & De-Icing Issues of County Roads	Economic Development
COMM. 15M-20	EVANS TOWN BOARD	Copy of Resolution Requesting EC to Remove Local Sales & Use Tax on Commercial Solar Energy Systems	Energy & Environment
COMM. 15M-21	THE KNOER GROUP, PLLC	Letter to Clerk of Legislature Concerning Sheridan Park, Inc.	Energy & Environment
COMM. 15M-22	NYSDEC	Public Notice: Application, Draft Remedial Investigation & Alternative Analysis Work Plan from 847 Main Street, LLC for Site Known as the Former Trico Plant	Energy & Environment
COMM. 15M-23	LAW OFFICE OF W. JAMES SCHWAN	Notice of Claim - Kaily Giardina-Geary	Government Affairs
COMM. 15M-24	NFTA	Minutes of Meeting Held 7/25/2013	Economic Development
COMM. 15M-25	NFTA	Copy of Annual 17A Report	Economic Development

COMM. 15M-26	EC CORRECTIONAL FACILITY NURSES GROUP	Letter to County Executive Concerning Job Titles & Union Contracts	Government Affairs
COMM. 15M-27	TOWN HIGHWAY SUPERINTENDENTS ASSOCIATION OF EC, INC.	Letter to Commissioner of Public Works Concerning 2014-2016 Town/County Snow Plowing Contracts	Economic Development

ANNOUNCEMENTS:

MEMORIAL RESOLUTIONS:

ADJOURNMENT: