

**ERIE COUNTY LEGISLATURE  
MEETING NO. 8  
APRIL 10, 2014**

The Legislature was called to order by Chair Mills.

All members present, except for Ms. Miller-Williams.

An Invocation was held, led by Mr. Loughran, who requested a moment of silence.

The Pledge of Allegiance was led by Ms. Dixon.

Item 1 – No tabled items.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MR. LORIGO moved for the approval of the minutes for Meeting Number 6 from 2014. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

Item 4 – MR. LORIGO moved for the approval of the minutes for Meeting Number 7 from 2014. MR. RATH seconded.

CARRIED UNANIMOUSLY.

Item 5 – No public hearings.

Item 6 – MR. LORIGO moved to take COMM. 8E-1 out of order. MS. GRANT seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO presented the following resolution and moved for consideration. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 83

RE: Appointment Notice for Vacant 3<sup>rd</sup>  
Legislative District  
(COMM. 8E-1)

MR. LORIGO moved to amend. MS. GRANT seconded,

CARRIED UNANIMOUSLY.

ATTACH THE FOLLOWING PETITION:

Dear Mr. Kroll:

Pursuant to Section 2605 of the Erie County Charter, we, the undersigned representing a majority of the members of the Erie County Legislature enrolled as members of the Democratic Party do hereby appoint Peter J. Savage, III of 34 Blantyre Rd., Buffalo, NY 14216, a duly qualified elector of the third legislative district, having the same political affiliation as the person last elected to such office, to fill the vacancy in the office of third district County Legislator.

Said appointment shall take effect on April 10, 2014.

MS. GRANT moved to approve as amended. MR. LOUGHRAN seconded.

CHAIR MILLS directed that a roll call vote be taken.

AYES: MR. BURKE, MS. GRANT and MR. LOUGHRAN. NOES: None.

CARRIED UNANIMOUSLY.

CHAIR MILLS welcomed and recognized MR. SAVAGE.

**MISCELLANEOUS RESOLUTIONS**

Item 7 – MS. GRANT presented a resolution Recognizing the Month of April as Oral Health and Prosthodontist Awareness Month, with Oral Cancer Screening Events in Erie County.

Item 8 – MR. HARDWICK presented a resolution Honoring Cheryl Chamberlain on Being Named Educator of the Year by the Grand Island Chamber of Commerce.

Item 9 – MR. HARDWICK presented a resolution Honoring Hizair Hair Salon on Being Named Business of the Year for 2014 by the Grand Island Chamber of Commerce.

Item 10 – MR. HARDWICK presented a resolution Honoring Teddy Klingel Linenfelser on Being Named Service to the Community Citizen of the Year by the Grand Island Chamber of Commerce.

Item 11 – MR. HARDWICK presented a resolution Honoring Lynn Alan Konovitz on Being Named Professional Contributor of the Year for 2014 by the Grand Island Chamber of Commerce.

Item 12 – MR. HARDWICK presented a resolution Honoring Nonnie Carroll on Being Named Volunteer Service Person of the Year for 2014 by the Grand Island Chamber of Commerce.

Item 13 – MR. HARDWICK presented a resolution Honoring Ronnie A. Hoeltke as Erie County Legislature Citizen of the Month for April, 2014.

Item 14 – MR. LORIGO presented a resolution Recognizing the 30th Anniversary of National Correctional Officers and Employees Week.

Item 15 – MR. LORIGO presented a resolution Honoring The Erie County Sheriff's Department for Being Chosen by the Greater Niagara Frontier Council as the 2014 Recipient of the William H. Spurgeon Award for Exploring.

Item 16 – MS. MILLER-WILLIAMS presented a resolution Congratulating the Winners of the Child Care Resource Network's "Inspire Our Future" Awards Dinner.

Item 17 – MS. MILLER-WILLIAMS presented a resolution Celebrating the 162nd Annual Meeting of the Buffalo-Niagara Chapter of the YMCA.

Item 18 – MR. MILLS presented a resolution Congratulating Stephen D. Kazmierski Sr, AMVETS New York State Department Commander on being Honored by the AMVETS Department of New York for his Outstanding Service.

Item 19 – MR. MILLS presented a resolution Honoring the North Collins Volunteer Fire Company Inc in its Celebration of 125 Years of Service to the Community.

Item 20 – MR. MILLS presented a resolution Honoring the Orchard Park Symphony Orchestra "Your Symphony of the Southtowns" in Celebrating its 65th Season of Beautiful Music.

Item 21 – MR. MILLS presented a resolution Honoring Remy Orffeo on Receiving the Prestigious Levine Community Service Award from the New York Planning Federation.

Item 22 – MR. MILLS presented a resolution Celebrating Polish-Ukrainian Solidarity Day in Erie County on April 25, 2014.

Item 23 – MR. MORTON presented a resolution Honoring Adam G. Page for Winning a Gold Medal in Sled Hockey at the 2014 Paralympic Games.

Item 24 – MR. MORTON presented a resolution Honoring Sara Keller on Earning the Girl Scouts of America's Gold Award.

Item 25 – MR. MORTON presented a resolution Honoring Nathaniel Watt on Achieving the Rank of Eagle Scout.

Item 26 – MR. MORTON presented a resolution Honoring Colin Dunkle on Achieving the Rank of Eagle Scout.

Item 27 – MR. MORTON presented a resolution Honoring Matthew Tichy on Achieving the Rank of Eagle Scout.

MR. LORIGO moved for consideration of the above twenty-one items. MR. RATH seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved to amend the above twenty-one items to include Et Al Sponsorship. MR. RATH seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved for approval of the above twenty-one items as amended. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

**LOCAL LAWS**

Item 28 – CHAIR MILLS directed that Local Law No. 1 (Print #1) 2013 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 29 – CHAIR MILLS directed that Local Law No. 1 (Print #1) 2014 remain on the table and in the HEALTH & HUMAN SERVICES COMMITTEE.

GRANTED.

Item 30 – CHAIR MILLS directed that Local Law No. 2 (Print #1) 2014 remain on the table and in the HEALTH & HUMAN SERVICES COMMITTEE.

GRANTED.

**COMMITTEE REPORTS**

Item 31 – No committee reports.

**LEGISLATOR RESOLUTIONS**

Item 32 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 84

RE: Promotion of Applications to Become an  
Organ and Tissue Donor  
(INTRO. 8-1)

WHEREAS, Erie County residents demonstrate their commitment to one another in the most difficult of circumstances through organ, tissue, stem cell, and blood donation; and

WHEREAS, across the State, we face a shortage of donors; and

WHEREAS, only 18% of New Yorkers age 18 and older have enrolled in the NYS Donate Life Registry, compared to the national average of 42%, which means New York State's participation is the 47th lowest in terms of organ donation; and

WHEREAS, in an effort to raise awareness and increase donor registration in New York, counties across the New York State have proclaimed April as Donate Life Month and have adopted resolutions encouraging residents to register as organ donors; and

WHEREAS, becoming a registered organ donor in New York State is easy and can be done online through the New York Organ Donor Network website or any DMV office; and

WHEREAS, anyone can be signed up to be a donor, regardless of age, race or medical history; and

WHEREAS, during the month of April all Erie County Auto Bureau locations will have pamphlets regarding "Donate Life" month, which gives information regarding the simple process to sign up to be a donor.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature encourages County residents to register as organ donors and urges the DMV to remind registrants to sign up to become organ donors; and be it further

RESOLVED, that certified copies of this resolution are sent to the Erie County Clerk's Office and all other parties deemed necessary and proper.

Item 32 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. HARDWICK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 85

RE: Transfer of Surplus Property to the  
Town of Grand Island  
(INTRO. 8-2)

WHEREAS, officials from the Town of Grand Island recently visited the County's surplus warehouse to select needed furnishings; and

WHEREAS, the Town of Grand Island has identified several items, currently unused by Erie County, that would be of great value to the town; and

WHEREAS, because these items no longer serve a purpose for the County of Erie, I am pleased to sponsor this resolution to transfer the following items to the Town of Grand Island.

NOW, THEREFORE, BE IT

RESOLVED, that ownership of the following items:

<u>Item</u>	<u>County ID</u>
Metal Book Shelf	#132580
Coat Rack	#215208

Table	#255151
Table	#221654
Shelving Unit	#119216
6 Wooden Chairs	#s 77289 and 77260
8 Wooden Kids Chairs	#s 154070-72, 154079, 154085
Turnstile	#60
File Rack	
Dry Erase Board	
Wood Desk	
Wood Bench	
Wood Table	

is hereby transferred from the County of Erie to the Town of Grand Island; and, be it further

RESOLVED, that none of these items are to be used for a purpose other than official business by the Town of Grand Island; and, be it further

RESOLVED, that certified copies of this resolution be sent to the Department of Purchase, the County Executive's Representative for Intergovernmental Affairs and Town of Grand Island Supervisor Mary Cooke.

Item 33 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED 9-1. MR. BURKE voted in the negative.

RESOLUTION NO. 86

RE: Structure of the Erie County Community  
Corrections Advisory Board  
(INTRO. 8-3)

WHEREAS, the Erie County Community Corrections Advisory Board (“Board”) was created by this body on November 18, 2010; and

WHEREAS, the Board was expanded from thirteen members on March 17, 2011; and

WHEREAS, although the originating resolution contemplated that the three-year terms of the Board members be staggered to provide for stability of the board, the appropriate steps to implement staggering did not occur; and

WHEREAS, further, when individuals resigned and replacements were reappointed, the replacement individuals were not notified that their terms were to fill the remainder of a term and not for a full three-year term; and

WHEREAS, as a result, there is confusion amongst members regarding length of terms; and

WHEREAS, in fact, all three-year terms have now expired and all members are considered holdovers; and

WHEREAS, during the three years that the Board has operated, quorum has arisen as an issue at meetings; and

WHEREAS, slightly reducing the size of the board back to the original thirteen would help to alleviate the quorum issue; and

WHEREAS, there is also an opportunity to include possible representation from stakeholders not included in the original formulation of the Board, while acknowledging the recommendations of the originating resolution; and

WHEREAS, due to the restructuring of the Board, it is advisable for the Board to elect a new slate of officers.

NOW, THEREFORE, BE IT

RESOLVED, that the Board be reduced from fifteen to thirteen voting members and an ex-officio non-voting representative; and be it further

RESOLVED, that the Board shall include the following:

1. Thirteen (13) Voting Members. The Board shall have thirteen voting members appointed by the Legislature as follows:
  - One Member to be recommended by the Chair of the Erie County Legislature
  - One Member to be recommended by the Majority Leader of the Erie County Legislature
  - One Member to be recommended by the Minority Leader of the Erie County Legislature
  - One Member to be recommended by the Erie County Legislature's Public Safety Committee
  - One Member to be recommended by the Erie County Executive
  - The Superintendent of the Erie County Jail Management Division or his or her designee, who must be an employee of the Division
  - One Member to be recommended by the Commissioner of Health
  - Three Members selected from the following recommendations ("Group A"):

- One recommendation of a recognized organization working on behalf of prisoners' rights, as presented by the Erie County Legislature's Public Safety Committee
- One recommendation by the Aid to Indigent Prisoners Assigned Counsel
- One recommendation of the Hispanic Community of Erie County, as presented by the Erie County Legislature's Public Safety Committee
- One recommendation of an individual employed at a non-profit organization that is involved in alternatives to incarceration, as presented by the Erie County Legislature's Public Safety Committee
- One recommendation by the Commissioner of Mental Health
- One recommendation of the Mayor of the City of Buffalo
- Three Members selected from the following recommendations ("Group B"):
  - One recommendation by the Chief Administrative Judge for the Eighth Judicial District
  - One recommendation of an individual practicing criminal or civil rights law, as presented by the Erie County Legislature's Public Safety Committee
  - One recommendation of a Union Representing Employees of Correctional Facilities, as presented by the Erie County Legislature's Public Safety Committee
  - One recommendation of the Erie County Director of Probation
  - One recommendation of a recognized organization working on behalf of victims' rights, as presented by the Erie County Legislature's Public Safety Committee; and be it further
  - One recommendation of the Erie County Sheriff

RESOLVED, that the terms of all of the Members will commence on May 15, 2014; and be it further

RESOLVED, that the initial appointments of the Chair of the Erie County Legislature, the Majority Leader of the Erie County Legislature, the Erie County Legislature's Public Safety Committee and one Group A appointment determined at the time of appointment be for one- year, ending on May 14, 2015, with subsequent appointments serving three year terms; and be it further

RESOLVED, that the initial appointments of the Minority Leader of the Erie County Legislature, the Erie County Executive, one Group A appointment determined at the time of appointment and one Group B appointment determined at the time of appointment be for two- years, ending on May 14, 2016, with subsequent appointments serving three year terms; and be it further

RESOLVED, that the Board shall elect a new slate of officers with terms commencing on May 15, 2014; and be it further

RESOLVED, that the goals and rules as outlined in the resolution approved by this body on November 18, 2010, including, but not limited to, Qualifications of Members and the One Non-

Voting Representative, remain in full force and effect and are re-affirmed by this body; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, the Erie County Sheriff, the Commissioner of Health, the Commissioner of Mental Health, the Director of Probation, the Superintendent of the Erie County Jail Management Division, the Chief Administrative Judge for the Eighth Judicial District and the Erie County Attorney.

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

MR. BURKE moved to refer the item to the Community Enrichment Committee. MS. GRANT seconded.

AYES: (4) MR. BURKE, MS. GRANT, MS. DIXON and MR. HARDWICK and. NOES: (6) MR. LOUGHRAN, MS. MILLER-WILLIAMS, MR. LORIGO, CHAIR MILLS, MR. MORTON and MR. RATH.

FAILED.

CHAIR MILLS directed a roll call vote on the original motion.

AYES: (8), MS. GRANT, MS. MILLER-WILLIAMS, MR. LOUGHRAN, MS. DIXON, MR. LORIGO, CHAIR MILLS, MR. MORTON and MR. RATH. NOES: (2) MR. BURKE and MR. HARDWICK.

CARRIED.

RESOLUTION NO. 87

RE: Opposition to the Creation of a Special Taxing District to Fund the Buffalo and Erie County Public Library System (INTRO. 8-4)

WHEREAS, the State of New York is already burdened under a significant mountain of bureaucracy and layers of government; and

WHEREAS, Erie County has been pointed to as a poster child for governmental waste and bureaucracy by Governor Cuomo, and as was pointed out in the State of the County by County Executive Poloncarz, Erie County already has 1,044 special taxing districts; and

WHEREAS, while the Erie County and Buffalo Public Library System provides a tremendous benefit for residents of Erie County and therefore should be properly funded, it should not be at the taxpayers' expense through additional layers of government; and

WHEREAS, as part of the Governor's Buffalo Billion Investment Development Plan the addition of more special taxing districts is counterproductive to the revitalization of the Buffalo and Erie County region; and

WHEREAS, funding for the library system has been a priority for the County Executive and this Legislature, and in the past has been kept as consistent as possible even going so far as to find alternative supplemental funding to ensure that services are able to be afforded to residents of our county; and

WHEREAS, the Board of Directors of the Buffalo and Erie County Public Library has been studying the creation of a library district for several years, and in the process has expended over \$400,000 on the preparation of legislation, public opinion polls and public meetings facilitated by paid consultants; and

WHEREAS, the proposed library district would negatively impact the property, affairs and government of Erie County by a special law and thus requires a Home Rule Message pursuant to Article IX section 2 of the New York State Constitution.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature opposes the creation of a special taxing district for the Buffalo and Erie County Library System, or any other additional special taxing districts; and be it further

RESOLVED, that this honorable body requests Governor Cuomo follow through with his efforts to reduce the number of taxing districts present in New York State and especially in Erie County, this includes his use of the Executive Veto Power on new legislation proposing an increase in the number of special taxing districts; and be it further

RESOLVED, that this honorable body pledges to continue making the issues facing the library a priority so that they can continue to provide the resources and services needed and deserved by the people of Erie County; and be it further

RESOLVED, that certified copies of this resolution be sent to the library board of directors, Mary Jean Jakubowski, the WNY Delegations of the New York State Senate and Assembly, Governor Andrew Cuomo, and all other parties deemed necessary and proper.

Item 35 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED 9-1. MS. GRANT voted in the negative.

RESOLUTION NO. 88

RE: Opposition to New Seneca Casino in  
Monroe County  
(INTRO. 8-5)

WHEREAS, Erie County is a member of the Western Regional Off-Track Betting Corporation, founded in 1973, and currently made up of 15 member counties and 2 cities; and

WHEREAS, the Seneca Nation has proposed the construction of a Vegas-style casino in the Town of Henrietta located in Monroe County, west of Route 14, that will directly compete with WROTB owned property; and

WHEREAS, many local officials in and around Monroe County have publically expressed their opposition to the creation of said new casino, including the Town Board of Henrietta, Ontario County, Seneca County, Niagara County, Genesee County, Livingston County, Orleans County, Schuyler County and several area New York State Senators and Assemblymen; and

WHEREAS, it has come to our attention that a new casino operating within the Western New York area would seriously jeopardize the operations of the WROTB, which has delivered \$215 million in operating and surcharge revenues for the local municipalities of the WROTB member communities, \$161 million for education expenses, and \$53 Million for the horse and agriculture industries since its inception; and

WHEREAS, as a member of the WROTB, Erie County would like to express its opposition to the proposed plans for a new Seneca Nations casino located in Monroe County; and

WHEREAS, while Western New York is in need of economic development to do so at the expense of other established New York State businesses is counterproductive, as it would directly compete with the Batavia Downs and Finger Lakes Gaming and the off-track horse racing industry in the state; and

WHEREAS, the tax exempt status of the new casino would divert a significant amount of area off-track betting revenue through the WROTB and remove it out of the Western New York tax base entirely.

NOW, THEREFORE, BE IT

RESOLVED, that the County of Erie Legislature opposes the creation of the Seneca Nation's proposed gambling establishment in west of Route 14, and be it further

RESOLVED, that copies of this resolution be sent to Governor Andrew Cuomo's Office, the WNY Delegation to the New York State Senate and Assembly, the Executive Vice President and CEO of the WROTB and Batavia Downs Casino Michael Nolan, and all other parties deemed necessary and proper.

Item 36 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 89

RE: Supporting NYS Legislation to Amend the Social Services Law in Relation to Assisting Mandated Reporters of Child Abuse or Maltreatment to Maintain Children's Safety  
(INTRO. 8-6)

WHEREAS, the social services law requires a County department of child protective services to provide certain information for the purpose of assisting in his or her professional and official role in maintaining the child's safety; and

WHEREAS, school officials and medical professionals are tasked with the protection of our children and are required by State law to report incidents of maltreatment or abuse; and

WHEREAS, according to A08430 memo on the proposed amendment, these professionals are often not given the means to ensure the State and County have taken the appropriate actions to keep the children safe; and

WHEREAS, the memo also states that physicians have described cases in which there was no coordination between child protection service workers and the medical professionals who reported an incident of abuse; and

WHEREAS, this absence of communication can pose a serious problem for the medical professionals when determining who to send the child home with after a medical appointment or hospitalization; and

WHEREAS, better communication and coordination between the County and State departments and those charged with the protection of our children, will allow physicians, teachers, and other mandated reporters to better fulfill their obligations to protect the safety and well-being of children under their care; and

WHEREAS, Senate (S.6344)/Assembly (A.8430), upon enactment would require child protection service workers to update a teacher, physician or other mandated reporter on the status of a child's case within 30 days of the reporter's initial report of suspected abuse or maltreatment.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature goes on record in support of Senate Bill S.6344, and Assembly Bill A.8430: "An act to amend the social services law, in relation to assisting mandated reporters of child abuse or maltreatment to maintain the child's safety" as stated in the legislation; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this resolution to the Governor of the State of New York, the Hon. Andrew M. Cuomo; the Coalition Co-Majority Leaders of the New York State Senate, the Hon. Dean G. Skelos and the Hon. Jeff Klein; the Speaker of the New York State Assembly, the Hon. Sheldon Silver; the Democratic Conference Leader of the New York State Senate, the Hon. Andrea Stewart-Cousins; the Erie County Executive, the Hon. Mark C. Poloncarz; the WNY Delegation to the New York State Legislature; and the Commissioner of the Department of Social Services.

**COMMUNICATIONS DISCHARGED FROM COMMITTEE**

Item 37 – MR. LORIGO moved to discharge the ECONOMIC DEVELOPMENT COMMITTEE of further consideration of COMM. 7E-7. MR. RATH seconded.





RESOLUTION NO. 92

RE: Increase to Shelter, Building and Band Shell  
Rental Fees  
(COMM. 7E-9, 2014)

WHEREAS, your Honorable Body has previously authorized the County Executive to enter into a General Architectural/Engineering Services Agreement with Lauer-Manguso & Associates Architects for providing professional design services on Erie County projects; and

WHEREAS, Lauer-Manguso & Associates Architects has the necessary expertise and manpower to perform the design services for the Old County Hall Interior Ceiling & Wall Repairs project.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to execute an Agreement Amendment with the firm of Lauer-Manguso & Associates Architects for providing Professional Architectural/Engineering Services for the Old County Hall Interior Ceiling & Wall Repairs project, for an amount not to exceed \$30,000.00; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP Project A.11005-Countywide Building & Facility Improvements; and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, and one copy each to the Office of the County Executive, the Division of Budget and Management, and the Office of the Comptroller.

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

CARRIED UNANIMOUSLY.

**SUSPENSION OF THE RULES**

Item 40 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 8E-13 from MS. MILLER-WILLIAMS Re: Notice of Absence.

Received, Filed and Printed.

Dear Honorable Members:

I am writing to inform you that I will be unable to attend the upcoming Erie County Legislature Session on April 10, 2014. I am obligated to report for Active Military Duty on that day.

Thank you in advance for your cooperation and understanding.

Item 41 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 8E-14 from CHAIR MILLS Re: Public Hearing.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 42 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 8D-2 from the CLERK OF THE LEGISLATURE Re: Public Hearing Notice.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 43 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 8E-15 from CHAIR MILLS Re: Placeholder for Road and Bridge Projects.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 44 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 8E-16 from CHAIR MILLS Re: Directing a Special Session.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 45 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 8D-3 from the CLERK OF THE LEGISLATURE Re: Special Session Notice.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 46 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 8E-17 from CHAIR MILLS Re: Committee Assignments.

Received, filed and printed.

2014 Committee Assignments

Finance & Management

Chair: Joseph C. Lorigo  
Vice-Chair: Edward A. Rath, III  
Members: Kevin R. Hardwick  
Peter J. Savage, III  
Barbara Miller-Williams

Health, Human Services

Chair: Lynne M. Dixon  
Vice-Chair: Ted B. Morton  
Members: Joseph C. Lorigo  
Betty Jean Grant  
Barbara Miller-Williams

Government Affairs

Chair: Kevin R. Hardwick  
Vice-Chair: Lynne M. Dixon  
Members: Ted B. Morton  
Barbara Miller-Williams  
Thomas A. Loughran

Economic Development

Chair: Edward A. Rath, III  
Vice-Chair: Joseph C. Lorigo  
Members: Ted B. Morton  
Patrick Burke  
Thomas A. Loughran

Energy & Environment

Chair: Ted B. Morton  
Vice-Chair: Joseph C. Lorigo  
Members: Kevin R. Hardwick  
Patrick Burke  
Peter J. Savage, III

Public Safety

Chair: Edward A. Rath, III  
Vice-Chair: Lynne M. Dixon  
Members: Ted B. Morton  
Betty Jean Grant  
Patrick Burke

Community Enrichment

Chair: Kevin R. Hardwick  
Vice-Chair: Edward A. Rath, III  
Members: Joseph C. Lorigo  
Thomas A. Loughran  
Patrick Burke

Minority & Women Business Enterprise

Chair: John J. Mills  
Vice-Chair: Lynne M. Dixon  
Members: Joseph C. Lorigo  
Betty Jean Grant  
Peter J. Savage, III

**COMMUNICATIONS FROM ELECTED OFFICIALS**

**FROM THE COUNTY EXECUTIVE**

Item 47 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. GRANT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 93

RE: Consultant Contract for EC Elderly  
Nutrition Services Program  
(COMM. 8E-2)

WHEREAS, the Department of Senior Services 2014 ECENS contracts with food providers require contractors to observe standard Quality Assurance (QA) protocols and participate in a continual Quality Improvement (QI) process; and

WHEREAS, new QA/QI processes need to be developed for the Department of Senior Services and its food providers; and

WHEREAS, the Department of Senior Services desires to contract with Community Connections of New York Inc. at a cost not to exceed \$9,950 to function as the consultant for the QA/QI development process for the period May 1, 2014 to December 31, 2014; and

WHEREAS, Community Connections of New York, Inc. is an experienced QI agency who has put in similar processes for other Erie County departments; and

WHEREAS, appropriations are available in the 163III-C-12014 grant to pay for these consulting services.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be and is hereby authorized to enter into a consultant contract, not to exceed 9,950, with Community Connections of NY, Inc. to assist in developing a QA/QI process for the ECENS program during the period May 1, 2014 to December 31, 2014, and be it further

RESOLVED, that available appropriations in the Department's 163III-C-12014 grant's Professional Services Contracts and Fees Account be utilized to pay for these consulting services, and be it further

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

**FROM THE COUNTY EXECUTIVE**

Item 48 – (COMM. 8E-3) 2013 Year-End Budget Balancing Amendments and Designations

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM THE COUNTY EXECUTIVE**

Item 49 – (COMM. 8E-4) 2014 Highway Projects - Authorization to Contract

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

**FROM LEGISLATOR MORTON**

Item 50 – (COMM. 8E-5) Notice of Absence from Session on April 3, 2014

Received, filed and printed.

Dear Clerk Kroll,

I apologize for my absence from session on April 3<sup>rd</sup>, 2014. Unfortunately, due to an illness, I was unable to attend.

Sincerely,  
Ted B. Morton

**FROM THE COUNTY EXECUTIVE**

Item 51 – (COMM. 8E-6) Payment In Lieu Of Taxes (PILOT) Agreement for Mass Ave Community Homes

Item 52 – (COMM. 8E-7) EC Rath Building Parking Garage Repairs and Waterproofing Project

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

**FROM THE COUNTY EXECUTIVE**

Item 53 – (COMM. 8E-8) Emery Park - 2013 Reconstruction of Shelter No. 12

Item 54 – (COMM. 8E-9) Reappointments to EC Fisheries Advisory Board

Item 55 – (COMM. 8E-10) EC Sewer District No. 4 Engineer Term Contract Agreement CRA Infrastructure & Engineering, Inc

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

**FROM MILLS, LORIGO, HARDWICK, RATH, MORTON, GRANT, LOUGHRAN, BURKE & DIXON**

Item 56 – (COMM. 8E-11) Letter to Governor Cuomo Regarding Approval of "Home Rule" Requests

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM THE COUNTY EXECUTIVE**

Item 57 – (COMM. 8E-12) Appointment of David Palmer to EC Deferred Compensation Committee

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

**COMMUNICATIONS FROM THE DEPARTMENTS**

**FROM THE COMPTROLLER'S OFFICE**

Item 58 – (COMM. 8D-1) Review of the Erie County Legislature's Expenditures

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

**COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES**

**FROM THE EC DEMOCRATIC COMMITTEE**

Item 59 – (COMM. 8M-1) ECDC Recommendation of Peter Savage III for Vacant 3rd Legislative District

Received and filed.

**FROM THE NFTA**

Item 60 – (COMM. 8M-2) Board Minutes from the Feb. 27, 2014 Meeting

Item 61 – (COMM. 8M-3) Revised Annual Budget Ending FY2015

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

**FROM THE NYSDEC**

Item 62 – (COMM. 8M-4) Copy of Record of Decision for 1318 Niagara St. Site

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

**ANNOUNCEMENTS**

Item 63 – CHAIR MILLS announced that the committee schedules and agendas have been distributed.

**MEMORIAL RESOLUTIONS**

Item 64 – Legislator Dixon requested that when the Legislature adjourns, it do so in memory of Carrie Gambino.

Item 65 – Legislator Rath requested that when the Legislature adjourns, it do so in memory of Frederick Dentinger and Jerry Clune.

Item 66 – Legislator Hardwick requested that when the Legislature adjourns, it do so in memory of MaryJane Brody and John Abt.

**ADJOURNMENT**

Item 67 - At this time, there being no further business to transact, CHAIR MILLS announced that the Chair would entertain a Motion to Adjourn.

MR. LORIGO moved that the Legislature adjourn until Thursday, April 24, 2014 at 9:30 a.m. Eastern Standard Time. MR. RATH seconded.

CARRIED UNANIMOUSLY.

CHAIR MILLS declared the Legislature adjourned until Thursday, April 24, 2014 at 9:30 p.m. Eastern Standard Time.

**SCOTT W. KROLL**  
**CLERK OF THE LEGISLATURE**