



# THE ERIE COUNTY LEGISLATURE

Session No. 11

June 9, 2016

John J. Mills  
*Chair*

Joseph C. Lorigo  
*Majority Leader*

Thomas A. Loughran  
*Minority Leader*

Karen M. McCarthy  
*Clerk of the Legislature*

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## ROLL CALL

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INVOCATION – Mr. Mills

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PLEDGE OF ALLEGIANCE – Mr. Loughran

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## TABLED ITEMS

			<b><u>REFERENCE:</u></b>
<a href="#">INTRO. 10-1</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 1	Tabled
<a href="#">INTRO. 10-2</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 2	Tabled
<a href="#">INTRO. 10-3</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 3	Tabled
<a href="#">INTRO. 10-4</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 4	Tabled
<a href="#">INTRO. 10-5</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 5	Tabled
<a href="#">INTRO. 10-6</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 6	Tabled
<a href="#">INTRO. 10-7</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 7	Tabled
<a href="#">INTRO. 10-8</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 8	Tabled
<a href="#">INTRO. 10-9</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 9	Tabled
<a href="#">INTRO. 10-10</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 10	Tabled
<a href="#">INTRO. 10-11</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 11	Tabled
<a href="#">INTRO. 10-12</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 12	Tabled
<a href="#">INTRO. 10-13</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 13	Tabled
<a href="#">INTRO. 10-14</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 14	Tabled
<a href="#">INTRO. 10-15</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 15	Tabled

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<a href="#">INTRO. 10-16</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 16	Tabled
<a href="#">INTRO. 10-17</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 17	Tabled
<a href="#">INTRO. 10-18</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 18	Tabled
<a href="#">INTRO. 10-19</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 19	Tabled
<a href="#">INTRO. 10-20</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 20	Tabled
<a href="#">INTRO. 10-21</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 21	Tabled
<a href="#">INTRO. 10-22</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 22	Tabled
<a href="#">INTRO. 10-23</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 23	Tabled
<a href="#">INTRO. 10-24</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 24	Tabled
<a href="#">INTRO. 10-25</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 25	Tabled
<a href="#">INTRO. 10-26</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 26	Tabled
<a href="#">INTRO. 10-27</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 27	Tabled
<a href="#">INTRO. 10-28</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 28	Tabled
<a href="#">INTRO. 10-29</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 29	Tabled
<a href="#">INTRO. 10-30</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 30	Tabled
<a href="#">INTRO. 10-31</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 31	Tabled
<a href="#">INTRO. 10-32</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 32	Tabled
<a href="#">INTRO. 10-33</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 33	Tabled
<a href="#">INTRO. 10-34</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 34	Tabled
<a href="#">INTRO. 10-35</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 35	Tabled

<a href="#">INTRO. 10-36</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 36	Tabled
<a href="#">INTRO. 10-37</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 37	Tabled
<a href="#">INTRO. 10-38</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 38	Tabled
<a href="#">INTRO. 10-39</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 39	Tabled
<a href="#">INTRO. 10-40</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 40	Tabled
<a href="#">INTRO. 10-41</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 41	Tabled
<a href="#">INTRO. 10-42</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 42	Tabled
<a href="#">INTRO. 10-43</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 43	Tabled
<a href="#">INTRO. 10-44</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 44	Tabled
<a href="#">INTRO. 10-45</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 45	Tabled
<a href="#">INTRO. 10-46</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 46	Tabled
<a href="#">INTRO. 10-47</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 47	Tabled
<a href="#">INTRO. 10-48</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 48	Tabled
<a href="#">INTRO. 10-49</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 49	Tabled
<a href="#">INTRO. 10-50</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 50	Tabled
<a href="#">INTRO. 10-51</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 51	Tabled
<a href="#">INTRO. 10-52</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 52	Tabled
<a href="#">INTRO. 10-53</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 53	Tabled
<a href="#">INTRO. 10-54</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 54	Tabled
<a href="#">INTRO. 10-55</a>	MILLS	Erie County Charter Revision Commission Recommendation No. 55	Tabled

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[INTRO. 10-56](#)

MILLS

Erie County Charter Revision  
Commission Recommendation No. 56

Tabled

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**ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING**

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**MINUTES OF PREVIOUS MEETING** - [Session No. 10](#)

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**PUBLIC HEARING**

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**MISCELLANEOUS RESOLUTIONS:**

DIXON & BURKE

[Congratulating Anna Hartog for Being Honored for her Continued Service to Mount Mercy Academy and the South Buffalo Community at the 8th Annual MMA 5K Race](#)

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DIXON & BURKE

[Congratulating Maggie Mulvaney for Being Honored with the Community Service Award for her Continued Service to Mount Mercy Academy and the South Buffalo Community at the 8th Annual MMA 5K Race](#)

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DIXON & BURKE

[Congratulating Mark J.F. Schroeder for Being Honored for his Continued Service to Mount Mercy Academy and the South Buffalo Community at the 8th Annual MMA 5K Race](#)

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DIXON

[Congratulating the Hamburg Academy of Finance for Being Awarded the Prestigious Excellence in Action Award](#)

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HARDWICK

[Honoring Carol Golyski for Her Professional Achievements and Commitment to the Community](#)

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HARDWICK

[Congratulating John Kuschke, Boy Scout Troop 286, on Attaining the Rank of Eagle Scout](#)

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HARDWICK

[Congratulating Joseph Kuschke, Boy Scout Troop 286, on Attaining the Rank of Eagle Scout](#)

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HARDWICK

[Congratulating Paul Schmidt, Boy Scout Troop 286, on Attaining the Rank of Eagle Scout](#)

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MILLER-WILLIAMS

[Recognizing Dr. Chiquita Howard-Bostic for Work to Increase Diversity and Social Justice in the Community and Welcome Her to Buffalo](#)

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MILLER-WILLIAMS

[Congratulating the Buffalo United Front for their Great Work with the Youth in the City of Buffalo](#)

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MILLER-WILLIAMS

[Honoring the Buffalo Branch of the National Association for the Advancement of Colored People for Years of Service and Contributions to the Community](#)

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MILLS, LORIGO, LOUGHRAN, DIXON,  
HARDWICK, MORTON, RATH,  
BURKE, GRANT, MILLER-WILLIAMS  
& SAVAGE

[Honoring General Mills on its' 75 Years of Making Cheerios in Buffalo and the Company's Commitment to the Community](#)

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MILLS, LORIGO, LOUGHRAN, DIXON,  
HARDWICK, MORTON, RATH,  
BURKE, GRANT, MILLER-WILLIAMS  
& SAVAGE

[Honoring the Lives of William Seller Sr and Richard Lamberson, Cattaraugus County Legislators](#)

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MILLS [Congratulating Matthew Chiavetta, Boy Scout Troop 285, on Attaining the Rank of Eagle Scout](#)

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MILLS [Congratulating Tanner McMullen, Boy Scout Troop 285, on Attaining the Rank of Eagle Scout](#)

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MORTON [Congratulating Tim Kaufman on Completing the Buffalo Marathon and Being a Role Model for Perseverance](#)

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**LOCAL LAWS:**

**REFERENCE:**

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<a href="#">LL INTRO. 2-3 4/27/2016</a>	BURKE & LORIGO	A LL Preventing Head Trauma from Concussions in Youth Sports	Health & Human Services
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<a href="#">LL INTRO. 2-4 6/6/2016</a>	BURKE & LORIGO	A LL Preventing Head Trauma from Concussions in Youth Sports	Health & Human Services
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<a href="#">LL INTRO. 3-1 2/29/2016</a>	BURKE	A LL Entitled, "SPRAWL PREVENTION ACT" Otherwise Known as "MUNICIPAL AND REGIONAL INTERESTS ACT" for the Creation of an Erie County Planning Board	Finance & Management
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<a href="#">LL INTRO. 4-2 3/14/2016</a>	SAVAGE, LOUGHRAN & BURKE	A LL in the Relation to Prohibiting the Sale of Tobacco Products and Electronic-Cigarettes in Licensed Health Care Institutions, Pharmacies and Retail Establishments Containing Pharmacies in Erie County	Health & Human Services
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<a href="#">LL INTRO. 5-1 3/8/2016</a>	LORIGO	A LL Increasing Governmental Transparency	Government Affairs
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<a href="#">LL INTRO. 6-1 3/8/2016</a>	LORIGO	A LL Requiring Publication of Ethical and Financial Disclosure Information	Government Affairs
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<a href="#">LL INTRO. 7-1 3/14/2016</a>	LOUGHRAN	A LL Repealing the Erie County Code of Ethics Established by Local Law Number Ten of Nineteen Hundred Eighty-Nine as Amended by Erie County Local Law Number Four of Nineteen Hundred Ninety-Four and Erie County Local Law Number Four of Two Thousand and Fifteen, and Establishing a New Erie County Code of Ethics	Government Affairs
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<a href="#">LL INTRO. 8-1 4/11/2016</a>	MILLER-WILLIAMS & GRANT	A LL in the Relation to Prohibiting the Asking of Questions Regarding or Pertaining to an Applicant's Prior Criminal Convictions on Preliminary Employment	Government Affairs
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**COMMITTEE REPORTS:**

[REPORT NO. 9](#) HEALTH & HUMAN SERVICES COMMITTEE

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[REPORT NO. 8](#) GOVERNMENT AFFAIRS COMMITTEE

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[REPORT NO. 9](#) FINANCE & MANAGEMENT COMMITTEE

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[REPORT NO. 10](#) ENERGY & ENVIRONMENT COMMITTEE

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[REPORT NO. 10](#) ECONOMIC DEVELOPMENT COMMITTEE

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**LEGISLATOR RESOLUTIONS:**

**REFERENCE:**

[INTRO. 11-1](#) MORTON & MILLS Erie County Legislature to Provide Free Notary Public Services

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[INTRO. 11-2](#) MORTON & MILLS Support for a Constitutional Amendment Prohibiting Desecration of the US Flag

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[INTRO. 11-3](#) MILLS & MORTON EC Agricultural District Nos. 2 , 4, 8 & 9 Recertification Energy & Environment

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**COMMUNICATIONS DISCHARGED FROM COMMITTEE:**

*From the Finance & Management Committee:*

[INTRO. 10-59](#) LORIGO & BURKE Improving Erie County's Childhood Lead Poisoning Prevention Program

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**SUSPENSION OF THE RULES:**

[INTRO. 11-4](#) RATH & MORTON Supporting a Simplification of New York's Tax Code Economic Development

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[INTRO. 11-5](#) DIXON, MILLS, LORIGO, RATH, HARDWICK, MORTON, LOUGHRAN, SAVAGE, BURKE, MILLER-WILLIAMS & GRANT Urging New York State to Act on Anti-Heroin Legislation

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[INTRO. 11-6](#) MILLS, LORIGO, RATH, DIXON, MORTON & HARDWICK Support for State Legislation Requiring New York State to Properly Fund Mandates

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[COMM. 11E-22](#) COUNTY EXECUTIVE Department of Central Police Services - Justice Assistance 2016 Grant Public Safety

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<b><u>COMMUNICATIONS FROM ELECTED OFFICIALS:</u></b>			<b><u>REFERENCE:</u></b>
<a href="#"><u>COMM. 11E-1</u></a>	MILLS	Letter to Clerk of the Legislature Calling a Public Hearing Regarding Proposed Recommendations to Revise the EC Charter	RFP
<a href="#"><u>COMM. 11E-2</u></a>	MILLS	Letter to Clerk of the Legislature Regarding Paper Usage	R&F
<a href="#"><u>COMM. 11E-3</u></a>	COUNTY EXECUTIVE	EC Sewer District Nos. 1, 4 & 5 Engineer Term Contract Agreement - URS-6	R&F
<a href="#"><u>COMM. 11E-4</u></a>	COUNTY EXECUTIVE	EC Sewer District No. 2 - Engineer Term Contract Agreement - DA-7	R&F
<a href="#"><u>COMM. 11E-5</u></a>	COUNTY EXECUTIVE	Proposed 2016-2017 Erie Community College Budget	Community Enrichment
<a href="#"><u>COMM. 11E-6</u></a>	COUNTY EXECUTIVE	OPEN ITEM: ECC - STEM Building	Community Enrichment
<a href="#"><u>COMM. 11E-7</u></a>	COUNTY EXECUTIVE	ECC North Campus - 2015 Dry Memorial Library Roof Replacement	Community Enrichment
<a href="#"><u>COMM. 11E-8</u></a>	COUNTY EXECUTIVE	ECC City Campus - 2016 Old Post Office Hot Water Heater Replacement	Community Enrichment
<a href="#"><u>COMM. 11E-9</u></a>	COUNTY EXECUTIVE	Locally Administered Federal Aid Project - NYSDOT Supplemental Agreement No. 1 - Replacement of Salt Rd Bridges Over Beeman Creek, Town of Clarence	Economic Development
<a href="#"><u>COMM. 11E-10</u></a>	COUNTY EXECUTIVE	Award of Construction and Construction Inspection for Replacement of Salt Rd Bridges Over Beeman Creek, Town of Clarence	Economic Development
<a href="#"><u>COMM. 11E-11</u></a>	COUNTY EXECUTIVE	Right-of-Way Acquisition - Replacement of Salt Rd Bridges Over Beeman Creek, Town of Clarence	Economic Development
<a href="#"><u>COMM. 11E-12</u></a>	COUNTY EXECUTIVE	Penora St Reconstruction and Turnover to the Town of Lancaster	Economic Development
<a href="#"><u>COMM. 11E-13</u></a>	COUNTY EXECUTIVE	Department of Environment & Planning - Contract with the ECIDA for Rehabilitation of a County Owned Railroad Bridge Over Transit Rd, Village of Depew	Economic Development
<a href="#"><u>COMM. 11E-14</u></a>	COUNTY EXECUTIVE	Department of Environment & Planning - Contract with the ECIDA for Rehabilitation of a County Owned Railroad Bridge Over Rush Creek, Town of Hamburg	Economic Development



<a href="#">COMM. 11E-15</a>	COUNTY EXECUTIVE	Department of Parks - Proposed Project Design for Multi-Generational Exercise Recreation Area at Como Lake Park	Energy & Environment
<a href="#">COMM. 11E-16</a>	COUNTY EXECUTIVE	EC Sewer District Nos. 1-5 - Sewer District Extensions - Current Out of District Customers	
<a href="#">COMM. 11E-17</a>	COMPTROLLER	Update on County Finances	Finance & Management
<a href="#">COMM. 11E-18</a>	COUNTY EXECUTIVE	Veterans' Service Agency - Buffalo Vet Center Shelter Rental Fee Waivers	Government Affairs
<a href="#">COMM. 11E-19</a>	COUNTY EXECUTIVE	Department of Health - Authorization to Enter Into Contract with Ecology and Environment Inc - User Training Class	Health & Human Services
<a href="#">COMM. 11E-20</a>	COUNTY EXECUTIVE	Department of Senior Services - Authorization to Contract with St. John's Community Church for the Creation of a Congregate Dining Site	Health & Human Services
<a href="#">COMM. 11E-21</a>	DIXON	Letter to Commissioner of Health Regarding Spread of the Zika Virus	Health & Human Services

**COMMUNICATIONS FROM THE DEPARTMENTS:**

**REFERENCE:**

<a href="#">COMM. 11D-1</a>	CLERK OF THE LEGISLATURE	Notice of Public Hearing Regarding Proposed Recommendations to Revise the EC Charter	R&F
<a href="#">COMM. 11D-2</a>	CLERK OF THE LEGISLATURE	Comments Received Regarding LL Intro. 2-3 (2016)	R&F
<a href="#">COMM. 11D-3</a>	DEPARTMENT OF BUDGET & MANAGEMENT	Letter Regarding 2015 Budget Balancing Amendments	R&F
<a href="#">COMM. 11D-4</a>	DEPARTMENT OF ENVIRONMENT & PLANNING	EC Agricultural District Nos. 2 , 4, 8 & 9 - Eight-Year Review and District Consolidation Report	Energy & Environment
<a href="#">COMM. 11D-5</a>	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	Government Affairs
<a href="#">COMM. 11D-6</a>	DEPARTMENT OF BUDGET & MANAGEMENT	Budget Monitoring Report for Period Ending Apr. 2016	Finance & Management
<a href="#">COMM. 11D-7</a>	COUNTY ATTORNEY	Response Letter to Chair Mills Regarding County Attorney's Legal Opinions Concerning Status of Legislator Lorigo	Finance & Management



**COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:**

**REFERENCE:**

<a href="#">COMM. 11M-1</a>	NFTA	Mar. 24, 2016 Board Minutes	Economic Development
<a href="#">COMM. 11M-2</a>	MWBE UTILIZATION ADVISORY BOARD	Jan. 25, 2016 Meeting Minutes	Government Affairs

**ANNOUNCEMENTS:**

**MEMORIAL RESOLUTIONS:**

**ADJOURNMENT:**