



THE ERIE COUNTY LEGISLATURE

Session No. 19

October 6, 2016

John J. Mills
Chair

Joseph C. Lorigo
Majority Leader

Thomas A. Loughran
Minority Leader

Karen M. McCarthy
Clerk of the Legislature

ROLL CALL

INVOCATION – Ms. Grant

PLEDGE OF ALLEGIANCE – Mr. Mills

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING - [Session No. 18](#)

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

DIXON	Proclaiming the Month of October 2016 as "Dysautonomia Awareness Month" in Erie County
LORIGO	Honoring Christine Harris for her Tireless Work and Dedication to Child Welfare Issues
MILLER-WILLIAMS	Celebrating Rebecca D. Bess on her 80th Birthday
MILLER-WILLIAMS	Welcoming Borinquen Dance Theater Inc to Erie County and Celebrating the Legacy and Contribution of Nydia Padilla-Rodriguez's Expertise to the Dance Culture for 35 Years
MILLER-WILLIAMS	Celebrating Hopewell Baptist Church on the Occasion of its 60th Anniversary
MILLER-WILLIAMS	Welcoming Renowned Music Artists 'Los Hermanos Morenos' to Erie County and Celebrating Their Legacy and Contribution to Salsa Music for 30 Years
MILLER-WILLIAMS	Recognizing the Hispanic Heritage Council of WNY Inc for its Commitment to Preserving and Educating the Community on the Hispanic Culture
MILLS, LORIGO, LOUGHRAN, DIXON, HARDWICK, MORTON, RATH, BURKE, GRANT, MILLER-WILLIAMS & SAVAGE	Congratulating Carole Borchert on Receiving the Hearts and Hands' Reverend Mary Ann Pula Lifetime Service Award and her Service and Dedication as a Volunteer
MILLS, LORIGO, LOUGHRAN, DIXON, HARDWICK, MORTON, RATH, BURKE, GRANT, MILLER-WILLIAMS & SAVAGE	Recognizing the Grand Opening of the Western New York Freedom Lounge at the Buffalo Niagara International Airport That Provides a Comfortable Respite Area for our Military Personnel and Veterans as they Utilize the Airport

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

[Recognizing October 2016 as "Domestic Violence Awareness Month" and to Shine the Light on the Issue of Domestic Violence and its Impact on Families and the Community](#)

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

[Proclaiming October 12, 2016 as "4-H National Youth Science Day" in Erie County](#)

LOCAL LAWS:

REFERENCE:

[LL INTRO. 3-1
2/29/2016](#)

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

[LL INTRO. 4-2
3/14/2016](#)

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

[LL INTRO. 5-1
3/8/2016](#)

LORIGO

A LL Increasing Governmental Transparency

Government Affairs

[LL INTRO. 6-1
3/8/2016](#)

LORIGO

A LL Requiring Publication of Ethical and Financial Disclosure Information

Government Affairs

[LL INTRO. 7-1
3/14/2016](#)

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

[LL INTRO. 8-1
4/11/2016](#)

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

[LL INTRO. 10-1
7/11/2016](#)

LOUGHRAN & HARDWICK

Requiring a Minority Business Utilization and Women-Owned Business Utilization Commitment by Persons or Firms Contracting with the County of Erie Law

Government Affairs

LL INTRO. 12-2 8/12/2016	MILLS, HARDWICK, RATH, MORTON, LORIGO & DIXON	A LOCAL LAW amending Local Law No. 1-1959, Constituting the Erie County Charter, as Amended, in Relation to Recommendations Made by the Erie County Charter Revision Commission, Duly Organized Pursuant to Local Law No. 5-2015	R&F
LL INTRO. 13-1 8/8/2016	SAVAGE & HARDWICK	A LL to Amend LL Intro. 2-4 (2016): A LL Preventing Head Trauma from Concussions in Youth Sports	Health & Human Services
LL INTRO. 14-1 8/29/2016	BURKE	Pharmaceutical Water Pollution Act	Energy & Environment
LL INTRO. 15-1 9/19/2016	LORIGO	2016 Full Pay for Military Service: A LL Amending the Erie County Charter to Require Full Pay for Military Personnel on Leave	Finance & Management
LL INTRO. 16-1 9/29/2016	LORIGO	A LOCAL LAW amending Local Law No. 1-1959, Constituting the Erie County Charter, as Amended, in Relation to Recommendations Made by the Erie County Charter Revision Commission, Duly Organized Pursuant to Local Law No. 5-2015	Government Affairs
LL INTRO. 17-1 9/29/2016	LORIGO & 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

COMMITTEE REPORTS:

[REPORT NO. 14](#) HEALTH & HUMAN SERVICES COMMITTEE

[REPORT NO. 7](#) COMMUNITY ENRICHMENT COMMITTEE

[REPORT NO. 12](#) GOVERNMENT AFFAIRS COMMITTEE

[REPORT NO. 14](#) FINANCE & MANAGEMENT COMMITTEE

[REPORT NO. 15](#) ENERGY & ENVIRONMENT COMMITTEE

[REPORT NO. 15](#) ECONOMIC DEVELOPMENT COMMITTEE

[REPORT NO. 13](#) PUBLIC SAFETY COMMITTEE

LEGISLATOR RESOLUTIONS: None

COMMUNICATIONS DISCHARGED FROM COMMITTEE: None

SUSPENSION OF THE RULES:

<u>INTRO. 19-1</u>	MILLS, LORIGO, LOUGHRAN, DIXON, HARDWICK, MORTON, RATH, BURKE, GRANT, MILLER-WILLIAMS & SAVAGE	Appointment of Commissioners of the Erie County Board of Elections	Approved
<u>COMM. 19E-25</u>	COUNTY EXECUTIVE	Division of Purchase - Cooperative Purchasing Authorization	Finance & Management
<u>COMM. 19E-26</u>	COUNTY EXECUTIVE	Appointment of Commissioner of the Department of Central Police Services	Public Safety
<u>COMM. 19M-7</u>	ERIE COUNTY REPUBLICAN COMMITTEE	2016 Certification of Recommendation for Commissioner of Elections	RFP

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE:

<u>COMM. 19E-1</u>	COUNTY EXECUTIVE	Department of Senior Services - Establish Senior SNAP Enrollment 2016-2018 Grant Funding	Approved
<u>COMM. 19E-2</u>	COUNTY EXECUTIVE	Veto Message of LL Intro. 12-2 (2016)	RFP
<u>COMM. 19E-3</u>	MILLS	Letter Clerk of the Legislature Calling a Public Hearing Regarding LL Intro. 15- 1 (2016)	RFP
<u>COMM. 19E-4</u>	COUNTY EXECUTIVE	EC Sewer District No. 3 - Engineer Term Contract Agreement - Work Order CRA-8 Revised	R&F
<u>COMM. 19E-5</u>	COUNTY EXECUTIVE	EC Sewer District No. 6 - Engineer Term Contract Agreement - Work Order CRA-9	R&F
<u>COMM. 19E-6</u>	COUNTY EXECUTIVE	Tonawanda Rails to Trails - Change Orders - Construction Contract with Northeast Diversification Inc - Construction Services Contract with C&S Companies	Economic Development
<u>COMM. 19E-7</u>	RATH	Letter to County Executive Regarding Maintenance of Conner Road	Economic Development
<u>COMM. 19E-8</u>	COUNTY EXECUTIVE	EC Sewer Districts - Request for Public Hearing - 2016 Assessment Rolls (2017 Levy)	Energy & Environment
<u>COMM. 19E-9</u>	COUNTY EXECUTIVE	EC Sewer District No. 2 - Lakeshore Rd Low Pressure Grinder Pump System - Contract 86 Close Out	Energy & Environment

COMM. 19E-10	COUNTY EXECUTIVE	NYSDEC Municipal Waste Reduction and Recycling Coordinator/Education 2016-2019 Grant	Energy & Environment
COMM. 19E-11	COUNTY EXECUTIVE	Community Solar Project - MOU Regarding Preliminary Community Solar Evaluation	Energy & Environment
COMM. 19E-12	COUNTY EXECUTIVE	Transfer of Automotive Mechanic from Divison of Highways to Divison of Fleet Services	Finance & Management
COMM. 19E-13	COUNTY EXECUTIVE	Bond Resolution Discussion - ECMCC	R&F
COMM. 19E-14	COUNTY EXECUTIVE	Refunding Bond Resolution Discussion - ECMCC	R&F
COMM. 19E-15	COMPTRROLLER	Letter to Chief Financial Officer, ECMCC Regarding Request for Information Concerning ECMCC-IGT Payments and Analysis	Finance & Management
COMM. 19E-16	COMPTRROLLER	2015 External Auditor's Management Letter	Finance & Management
COMM. 19E-17	COMPTRROLLER	2015 Federal Financial Assistance Audit Report	Finance & Management
COMM. 19E-18	COMPTRROLLER	2015 NYSDOT Single Audit Report	Finance & Management
COMM. 19E-19	COUNTY EXECUTIVE	Department of Health - Authorization to Enter Into Contract with LexisNexis Risk Solutions	Health & Human Services
COMM. 19E-20	COUNTY EXECUTIVE	Department of Senior Services - Authorization to Contract with the Town of Marilla for Creation of a Congregate Dining Site	Health & Human Services
COMM. 19E-21	COUNTY EXECUTIVE	Appointments to the EC Council on the Disabled Advisory Board	Health & Human Services
COMM. 19E-22	COUNTY EXECUTIVE	Department of Emergency Services - Authorization to Enter Into Contract with Televate LLC for Interoperable Communications Consulting Services	Public Safety
COMM. 19E-23	COUNTY EXECUTIVE	Department of Probation - Authorization to Enter into a MOU with Rocky Mountain Management Systems LLC for Secure Continuous Remote Alcohol Monitoring	Public Safety
COMM. 19E-24	RATH & DIXON	Letter to County Executive Regarding Request for Appointment of a Commissioner of the Department of Central Police Services	Public Safety

COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE:

<u>COMM. 19D-1</u>	CLERK OF THE LEGISLATURE	Notice of Public Hearing Regarding LL Intro. 15-1 (2016)	R&F
<u>COMM. 19D-2</u>	CLERK OF THE LEGISLATURE	Notice Regarding County Executive's Veto of LL Intro. 12-2 (2016)	R&F
<u>COMM. 19D-3</u>	CLERK OF THE LEGISLATURE	NYS DEC Documents Received	R&F
<u>COMM. 19D-4</u>	COUNTY ATTORNEY	Notice of NYS Department of State Local Law Filing for Local Law 4 (2016)	R&F
<u>COMM. 19D-5</u>	COMMISSIONER, DEPARTMENT OF PUBLIC WORKS	Notices of Disrepair - Prior Written Notice Law	Economic Development
<u>COMM. 19D-6</u>	COMMISSIONER, DEPARTMENT OF SOCIAL SERVICES	Letter Regarding Current Leasing Space for Social Services Offices	Finance & Management
<u>COMM. 19D-7</u>	COMMISSIONER, DEPARTMENT OF SOCIAL SERVICES	Follow-up Information Regarding Current Leasing Space for Social Services Offices	Finance & Management
<u>COMM. 19D-8</u>	COUNTY ATTORNEY	2012 Report on the Use of Outside Counsel	Finance & Management
<u>COMM. 19D-9</u>	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	Government Affairs

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:

REFERENCE:

<u>COMM. 19M-1</u>	ERIE COUNTY DEMOCRATIC COMMITTEE	2016 Certification of Recommendation for Commissioner of Elections	RFP
<u>COMM. 19M-2</u>	HARRIS BEACH PLLC	Acknowledgement of Filings - Certificates of Appointments of Members of the ECIDA	RFP
<u>COMM. 19M-3</u>	NFTA	Annual 17A Report	R&F
<u>COMM. 19M-4</u>	SUPERVISOR, TOWN OF EDEN	Letter to County Executive Regarding County-Town Snow Plowing Contract	Economic Development
<u>COMM. 19M-5</u>	NYS ASSOCIATION OF COUNTIES	Transmittal of Resolutions Adopted at 2016 Annual Meeting	Government Affairs
<u>COMM. 19M-6</u>	MWBE UTILIZATION ADVISORY BOARD	May 23, 2016 Meeting Minutes	Minority & Women Business Enterprise

ANNOUNCEMENTS:

MEMORIAL RESOLUTIONS:

ADJOURNMENT: