



THE ERIE COUNTY LEGISLATURE

Session No. 23
December 7, 2017

John J. Mills
Chair

Joseph C. Lorigo
Majority Leader

Thomas A. Loughran
Minority Leader

Karen M. McCarthy
Clerk of the Legislature

ROLL CALL

INVOCATION – Mr. Lorigo

PLEDGE OF ALLEGIANCE – Mr. Loughran

TABLED ITEMS - [Finance & Management/Budget Committee Report No. 1](#)

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING - Session Nos. [21](#) & [22](#)

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

LORIGO [Congratulating the West Seneca West Football Team on Being the 2017 New York State Public High Schools Athletic Association Class A Champions](#)

LORIGO [Congratulating Matt Myers from West Seneca West High School on Being Named the 46th Annual New York State Public High School Athletic Association Connolly Cup Award Winner for 2017](#)

MILLS [Honoring Gary A. Eppolito as the Erie County Legislature's Citizen of the Month for December 2017, and Recognize his Service to the Town of Concord and the Community](#)

MILLS [Congratulating the 2017 Eden High School's Boys Volleyball Team on an Outstanding Season and its First New York State Championship](#)

MORTON [Honoring Mark J. Lawniczak Sr for his Service as Chief of the Bowmansville Volunteer Fire Association](#)

RATH [Congratulating Dr. Barry Weinstein on his Retirement and Many Years of Public Service to the Residents of the Town of Amherst](#)

LOCAL LAWS:

REFERENCE:

LL INTRO. 1-2 10/4/2017	BURKE	A LL to Prevent Medical Waste from Entering the Great Lakes, Also Known as the Erie County Pharmaceutical Water Pollution Act	Energy & Environment
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LL INTRO. 4-1 2/27/2017	BURKE	Preventing Underground Tattoo Parlors: A LL to Increase the Ability of Law Enforcement to Prevent Illegal Tattooing	Government Affairs
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LL INTRO. 5-2 5/8/2017	BURKE	Erie County Conversion Therapy Ban	Government Affairs
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LL INTRO. 6-1 3/21/2017	LORIGO	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 4/12/2017	BURKE	Honeybee Protection Act	Energy & Environment
LL INTRO. 12-1 7/10/2017	LORIGO	A LL Requiring Disclosure of Origin and Composition of All Manufactured Parts in Surgically Implanted Dental Devices	Health & Human Services
LL INTRO. 14-1 9/21/2017	BURKE	A LL in Relation to Erie County Investing in Local Businesses and Residents, and in Doing so Investing in American Produced Products and Citizens, Also Known as "The Invest in Erie, Invest in America Act"	Economic Development
LL INTRO. 15-1 10/4/2017	BURKE	A LL Amending Local Law No. 1-1959, Constituting the Erie County Charter, as Amended, Amending Article 10, in Relation to Establishing an "Erie County Water Quality Commission"	Energy & Environment
LL INTRO. 16-1 10/4/2017	BURKE	A LL Protecting Children's Respiratory Health: Banning Smoking in the Car with Children	Health & Human Services
LL INTRO. 17-1 10/5/2017	BURKE	A LL Entitled, "SPRAWL PREVENTION ACT" Otherwise known as "MUNICIPAL AND REGIONAL INFRASTRUCTURE ACT" for the Creation of an Erie County Planning Board	Finance & Management
LL INTRO. 20-1 11/01/2017	MORTON	A LL Requiring that All County Contracts Include Provisions that Ensure Goods and Materials Purchased or Used Shall be Manufactured in New York	Economic Development
LL INTRO. 21-1 11/16/2017	GRANT, SAVAGE, LOUGHRAN, BURKE & MILLER-WILLIAMS	County of Erie Fair Housing Law: A LL in Relation to Fair Housing in Erie County	Economic Development
LL INTRO. 22-1 12/06/2017	RATH	A LL Banning Individuals from Elected or Appointed Offices Who Commit Malfeasance or Misconduct in Office Rising to the Level of a Felony Conviction	Government Affairs

COMMITTEE REPORTS:

[REPORT No. 17](#) HEALTH & HUMAN SERVICES COMMITTEE

[REPORT No. 10](#) GOVERNMENT AFFAIRS COMMITTEE

[REPORT No. 17](#) ECONOMIC DEVELOPMENT COMMITTEE

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

[REPORT No. 17](#) ENERGY & ENVIRONMENT COMMITTEE

[REPORT No. 18](#) PUBLIC SAFETY COMMITTEE

LEGISLATOR RESOLUTIONS:

REFERENCE:

[INTRO. 23-1](#) MILLS, LOUGHRAN & MORTON Support for Conversion of NFTA Fleet to Electric Buses Approved

[INTRO. 23-2](#) BURKE Calling for the Establishment of the Erie County Broadband Network in Light of the FCC's Vote to Repeal Net Neutrality Provisions Government Affairs

[INTRO. 23-3](#) MORTON Support for Reallocation or Reorganization of EC Child Protective Services Case Worker Positions R&F

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

REFERENCE:

From the Energy & Environment Committee:

[COMM. 21E-20](#) COUNTY EXECUTIVE EC Sewer District No. 2 - Increase and Improvement of Facilities (2017) Approved

From the Energy & Environment Committee:

[COMM. 21E-21](#) COUNTY EXECUTIVE EC Sewer District No. 3 - Increase and Improvement of Facilities (2017) Approved

From the Finance & Management Committee:

[COMM. 21E-23](#) COUNTY EXECUTIVE Real Property Tax Services - Transfer of Surplus County Owned Land Parcels Approved

SUSPENSION OF THE RULES:

REFERENCE:

[INTRO. 23-4](#) MORTON Support for Reallocation or Reorganization of EC Child Protective Services Case Worker Positions Health & Human Services

[INTRO. 23-5](#) HARDWICK Transfer of Surplus Property to the Town of Grand Island Approved

[COMM. 23E-28](#) COUNTY EXECUTIVE Contract for Design & Construction Phase Engineering Services - Vermont St (CR 226) Site 9, Town of Holland Approved

[COMM. 23E-29](#) COUNTY EXECUTIVE Amendatory Resolution for NYS Multi-Modal I Funding Contract - Bethlehem Steel Rail Relocation & Improvements Projects Economic Development

COMM. 23E-30	COUNTY EXECUTIVE	AFSCME Local 1095 Erie County Unit – 2017-2021 Successor Collective Bargaining Agreement	Approved
COMM. 23E-31	COUNTY EXECUTIVE	EC Sewer District Board of Mangers Appointments	Energy & Environment
COMM. 23E-32	COUNTY EXECUTIVE	Department of Health - Acceptance of NYSDOH Grant Award - Opioid Overdose Prevention	Approved
COMM. 23E-33	COUNTY EXECUTIVE	Department of Health - Acceptance of USHHS Grant Award - Screening, Brief Intervention, Referral to Treatment	Approved
COMM. 23E-34	COUNTY EXECUTIVE	Reappointment of Member of EC Board of Ethics	Approved
COMM. 23E-35	COUNTY EXECUTIVE	Appointment to the EC Conditional Release Commission	Approved
<u>COMMUNICATIONS FROM ELECTED OFFICIALS:</u>			<u>REFERENCE:</u>
COMM. 23E-1	COUNTY EXECUTIVE	Caterpillar Equipment Rental Pilot Program	Approved
COMM. 23E-2	COUNTY EXECUTIVE	ECC - Authorization to Enter into Agreement for Audit Services	Approved
COMM. 23E-3	MILLS	2018 Schedule of Legislative Sessions	RFP
COMM. 23E-4	MILLS	Letter to Clerk of the Legislature Calling a Special Meeting Regarding the Proposed 2018 Erie County Budget	R&F
COMM. 23E-5	COUNTY EXECUTIVE	EC Sewer District No. 3 - Engineer Term Agreement - Work Order AECOM-6	R&F
COMM. 23E-6	COUNTY EXECUTIVE	Rath Building - Social Services - First Floor Renovations Project - Construction Contingency Increase	Economic Development
COMM. 23E-7	COUNTY EXECUTIVE	EC Sewer Districts - 2017 Assessment Rolls (2018 Levy) - Notice of Adoption	Energy & Environment
COMM. 23E-8	COUNTY EXECUTIVE	EC Sewer Districts Nos. 1-6 & 8 - User Charges - 2018	Energy & Environment
COMM. 23E-9	COUNTY EXECUTIVE	RIT's NYS Pollution Prevention Institute Sub-Award Contract Extension (Jan. 1, 2018-Sept. 30, 2018)	Energy & Environment
COMM. 23E-10	COUNTY EXECUTIVE	USEPA-GLRI Buffalo River RAP Project Management - Bailey/Smith Habitat Restoration Delisting Project - Contract Amendment (Oct. 1, 2017-Dec. 31, 2019)	Energy & Environment

COMM. 23E-11	COUNTY EXECUTIVE	USEPA-GLRI Buffalo River Area of Concern Habitat Restoration - NFTA- 61 Smith Street - Contract Amendment (Jan. 1, 2018-Dec. 31, 2018)	Energy & Environment
COMM. 23E-12	COUNTY EXECUTIVE	BENLIC Pre-Emptive Bid Powers and Subsequent Repayment Agreement with EC	Finance & Management
COMM. 23E-13	COUNTY EXECUTIVE	BENLIC Pre-Emptive Bid Powers and Subsequent Repayment Agreement for City of Tonawanda Foreclosure Sale	Finance & Management
COMM. 23E-14	COUNTY EXECUTIVE	Levy and Apportionment of EC Real Property Tax for 2018	Finance & Management
COMM. 23E-15	COUNTY EXECUTIVE	Section 520 Exemption Charges for 2018	Finance & Management
COMM. 23E-16	COUNTY EXECUTIVE	2018 Levy of Town and Special District Budgets	Finance & Management
COMM. 23E-17	COUNTY EXECUTIVE	Downtown Pedestrian/Transit Mall Special District - Adoption of Mall District Service Charge Roll for 2018	Finance & Management
COMM. 23E-18	COMPTROLLER	Risk Retention Report for Oct. 2017	Finance & Management
COMM. 23E-19	COUNTY EXECUTIVE	Department of Health - STD Disease Intervention Grant - Personnel Transfers	Health & Human Services
COMM. 23E-20	COUNTY EXECUTIVE	Department of Health - Acceptance of Grant Award - Comprehensive Addiction and Recovery Act	Health & Human Services
COMM. 23E-21	COUNTY EXECUTIVE	Department of Health - Authorization to Contract to Collect Revenue for Services Rendered	Health & Human Services
COMM. 23E-22	COUNTY EXECUTIVE	Department of Social Services Division of Youth Services - Child Care Provider Training & Referral Services to Families	Health & Human Services
COMM. 23E-23	COUNTY EXECUTIVE	Department of Social Services Division of Youth Services - Youth Enhancement Employment & Support Service	Health & Human Services
COMM. 23E-24	COUNTY EXECUTIVE	Department of Mental Health - Authorization to Accept Grant Funding and Amend Contracts Due to SAMHSA Sub Award for NYS ACHIEVE - Revised	Health & Human Services
COMM. 23E-25	COUNTY EXECUTIVE	Appointments to the EC Mental Hygiene Community Services Board	Health & Human Services

COMM. 23E-26	COUNTY EXECUTIVE	Department of Central Police Services - Child Passenger Safety Program 2017	Public Safety
COMM. 23E-27	RATH	Letter to County Executive Regarding Recommendation for Appointment to the EC Fire Advisory Board	Public Safety

COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE:

COMM. 23D-1	CLERK OF THE LEGISLATURE	Notice to Legislators of Special Meeting of the Erie County Legislature Regarding the Proposed 2018 Erie County Budget	R&F
COMM. 23D-2	CLERK OF THE LEGISLATURE	Documents Received Regarding Proposed 2018 Erie County Budget	R&F
COMM. 23D-3	CLERK OF THE LEGISLATURE	Documents Received Regarding Agricultural District Open Enrollment Requests	R&F
COMM. 23D-4	CLERK OF THE LEGISLATURE	Minutes of Public Hearing Regarding EC Sewer Districts 2017 Assessment Rolls (2018 Levy)	R&F
COMM. 23D-5	CLERK OF THE LEGISLATURE	NYS DEC Documents Received	R&F
COMM. 23D-6	DEPARTMENT OF LAW	Transmittal of New Claims Against Erie County	R&F
COMM. 23D-7	DIRECTOR, DEPARTMENT OF BUDGET & MANAGEMENT	Budget Monitoring Report for Period Ending Sept. 2017	Finance & Management

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:

REFERENCE:

COMM. 23M-1	BUFFALO & EC PUBLIC LIBRARY	Letters of Support for Proposed 2018 Budget Funding	R&F
COMM. 23M-2	LEGAL AID BUREAU OF BUFFALO INC	Minutes of Board of Directors Meetings & Financial Statements	R&F
COMM. 23M-3	NFTA	Oct. 26, 2017 Board Minutes	R&F
COMM. 23M-4	VISIT BUFFALO NIAGARA	3rd Quarter 2017 Reports & Financial Statements	R&F
COMM. 23M-5	MWBE UTILIZATION ADVISORY BOARD	Jul. 31, 2017 Meeting Minutes	Minority & Women Business Enterprise

ANNOUNCEMENTS:

MEMORIAL RESOLUTIONS:

ADJOURNMENT: