



THE ERIE COUNTY LEGISLATURE

Session No. 18
September 12, 2019

April N.M. Baskin
Chair

John Brusco
Majority Leader

Joseph C. Lorigo
Minority Leader

Robert M. Graber
Clerk of the Legislature

ROLL CALL

INVOCATION – Mr. Rath

PLEDGE OF ALLEGIANCE – Ms. Dixon

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING – Meetings [No. 16](#) & [No. 17](#)

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

MEYERS & BRUSO

[Congratulating and Recognizing Matthew Wrzos on Attaining the Rank of Eagle Scout](#)

BRUSO

[Congratulating and Honoring Hit n Run Lead Vocalist Mark Valentino and Hit n Run on its 10th Anniversary into the Buffalo Music Hall of Fame](#)

BRUSO

[Celebrating and Honoring John Trojanowsky and Congratulating the Lancaster Youth Bureau's Summer Theater Workshop 40th Anniversary](#)

RATH

[Recognizing and Acknowledging Kathleen "Kathy" Oczek for Her Leadership, Professionalism and Dedication to Hearts and Hands](#)

MEYERS

[Celebrating the Grand Opening of the Seneca-Babcock Arlene Mychajliw Community Center](#)

BRUSO

[Celebrating and Honoring Lancaster Town Historian Edward Mikula](#)

MEYERS & BRUSO

[Congratulating and Recognizing Luke Masna on Attaining the Rank of Eagle Scout](#)

BRUSO

[Congratulating and Honoring Former Lancaster High School Football Coach and Athletic Director Leonard "Len" Jankiewicz](#)

MEYERS & BRUSO

[Congratulating and Recognizing Christian Gueth on Attaining the Rank of Eagle Scout](#)

MILLS

[Honoring Harold "Skip" Greeley, Jr. for His 55 Years of Faithful and Committed Service to the Eden Fire Department and His Community](#)

BRUSO	Congratulating and Honoring Maria Formholtz on Receiving the Leading Age Employee of Distinction Award
MEYERS & BRUSO	Congratulating and Recognizing Anthony Fest on Attaining the Rank of Eagle Scout
MILLS	Honoring the Town of Collins Fire Company and the Town of Collins Fire District as it Dedicates its New Fire Truck and Building Addition
RATH	Recognizing the Life and Great Service of the Honorable Clyde L. Burmaster to His Community and the Niagara County Legislature
MEYERS & BRUSO	Congratulating and Recognizing Tyler Andrzejewski on Attaining the Rank of Eagle Scout
MILLS	Honoring Marion L. Ahles as She Celebrates her 103rd Birthday and Wishing Her Continued Health and Happiness
LOUGHRAN & RATH	Recognizing the Family of Fallen Hero George Karl, Jr. and His Fellow Fire Fighters as He is Inducted to the Wall of Honor
LOUGHRAN & RATH	Recognizing the Life and Great Service of the Honorable Mark G. Farrell to His Community and All of Erie County
BASKIN	Remembering Jose Pizarro Figueroa, 2019 Veteran of Honor

LOCAL LAWS:

REFERENCE:

LL INTRO. 20-1 11/1/2017	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. 3-1 3/13/2018	RATH	A LL banning individuals from holding elected offices or being appointed to certain boards or commissions who are convicted of certain felony charges	Government Affairs
LL INTRO. 3-1 4/2/2019	LORIGO	A LL amending Local Law No. 1-1959, constituting the Erie County Charter, as amended, in relation to the regular enplanement of the Citizens Salary Review	Government Affairs
LL INTRO. 4-1 4/11/2019	LORIGO, DIXON, RATH & MILLS	A LL Titled, "Amendment to the Erie County Code of Ethics"	Government Affairs
LL INTRO. 5-1 4/16/2019	LORIGO	A LL Titled, "Internet Devices Privacy Act"	Government Affairs

COMMITTEE REPORTS:

LEGISLATOR RESOLUTIONS:

REFERENCE:

<u>INTRO. 18-1</u>	BRUSO	Naming New Sled Hill at Como Lake Park in Honor of Frank Maddock
<u>INTRO. 18-2</u>	BASKIN, BRUSO, HARDWICK, MEYERS, JOHNSON & CHIMERA	Protecting the Users of Erie County Parks from Lead
<u>INTRO. 18-3</u>	MEYERS, JOHNSON, BASKIN, BRUSO & CHIMERA	Opposition to Trump Administration Cuts to the Supplemental Nutrition Assistance Program
<u>INTRO. 18-4</u>	BRUSO	Opposition to Proposed State-Mandated Replacement Fee on License Plates
<u>INTRO. 18-5</u>	MEYERS, HARDWICK, JOHNSON, BRUSO, BASKIN & CHIMERA	Expressing Outrage & Opposition to Racist Flyers Distributed in our Community
<u>INTRO. 18-6</u>	BRUSO & HARDWICK	Requesting NYS Fund State-Mandated Early Voting Costs for EC
<u>INTRO. 18-7</u>	BASKIN	Designation of Tourism Promotion Agency for 2019-2020
<u>INTRO. 18-8</u>	LORIGO, RATH, DIXON & MILLS	Urging the Governor to Waive State-Authorized Fee Associated with License Plate Replacement & Support for State Legislation to Permanently Waive Associated Fees
<u>INTRO. 18-9</u>	DIXON, MILLS & RATH	Support for State Legislation Protecting DMV Employees from Green Light Law
<u>INTRO. 18-10</u>	DIXON, LORIGO, MILLS & RATH	Calling for the NYS Comptroller to Publicly Audit NYS's Investment into the Riverbend Plant & Tesla's Current Plant Operations
<u>INTRO. 18-11</u>	LORIGO	Minority Leader Recommendation to the EC Corrections Specialist Advisory Board

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

REFERENCE:

SUSPENSION OF THE RULES:

REFERENCE:

<u>INTRO. 18-12</u>	BRUSO	Majority Leader Recommendation for Appointment to the Corrections Specialist Advisory Board
<u>COMM. 18E-44</u>	COUNTY EXECUTIVE	Payment in Lieu of Taxes (PILOT) Extension Agreement for the Westminster Commons Project, City of Buffalo – Affordable Housing Development
<u>COMM. 18E-45</u>	COUNTY EXECUTIVE	Authorization to Accept a Donation for the Betterment of Bennett Beach
<u>COMM. 18D-13</u>	PARKS COMMISSIONER	Additional Information Concerning Lead Paint Testing in County Parks
<u>COMM. 18M-15</u>	PHIL WILCOX	Letter Regarding Environmental Impact of a Lake Erie Wind Farm

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE:

<u>COMM. 18E-1</u>	COMPTRROLLER	Report on Capital Projects at EC Parks	Energy & Environment
<u>COMM. 18E-2</u>	COMPTRROLLER	EC's Federal Financial Assistance Audit Report for 2018	Finance & Management
<u>COMM. 18E-3</u>	COMPTRROLLER	EC 2018 Comprehensive Annual Financial Report	Finance & Management
<u>COMM. 18E-4</u>	COMPTRROLLER	EC's NYSDOT Single Audit Report for 2018	Finance & Management
<u>COMM. 18E-5</u>	COMPTRROLLER	Audited Financial Statements & Management Letter for SUNY Erie - FYE 8/31/2018	Community Enrichment
<u>COMM. 18E-6</u>	COUNTY CLERK	Letter to Legislature Regarding Comm. 16E-19 (2019) - Auto Bureau Restrooms	Government Affairs
<u>COMM. 18E-7</u>	COMPTRROLLER	EC Financial Report for Second Quarter 2019	Finance & Management
<u>COMM. 18E-8</u>	CHIMERA	Letter of Absence for HHS Committee Meeting - 8/8/2019	RFP
<u>COMM. 18E-9</u>	CHIMERA	Letter of Absence for Special Session - 8/8/2019	RFP
<u>COMM. 18E-10</u>	MEYERS	Water Quality in Lake Erie & Algae Blooms	Energy & Environment
<u>COMM. 18E-11</u>	JOHNSON & MEYERS	Request for Info. Concerning Recent Deaths in EC Holding Center	Public Safety

COMM. 18E-12	BASKIN	Appointment of Legislature Representative to the EC MWBE Utilization Advisory Board	Minority & Women Business Enterprise
COMM. 18E-13	COMPTROLLER	Accounting Expenses from Risk Retention Fund - 03/2019 - 07/2019	Finance & Management
COMM. 18E-14	BASKIN	Letter to NYS Commission of Correction Chairman Regarding Denial of FOIL Request	Public Safety
COMM. 18E-15	SHERIFF	Requesting Authorization to Create Seasonal Positions for the New Era Field Detail	Public Safety
COMM. 18E-16	SHERIFF	Requesting Authorization to Accept Police Traffic Safety Grant Funds	Public Safety
COMM. 18E-17	DIXON	Letter to NYS Comptroller Regarding Request for Audit of Tesla's Riverbend Factory	Finance & Management
COMM. 18E-18	COUNTY EXECUTIVE	Authorization to Enter into Contract for the Purpose of a Solar Power Purchase Agreement	Energy & Environment
COMM. 18E-19	COUNTY EXECUTIVE	Energy Performance Contract (EPC) Authorization	Energy & Environment
COMM. 18E-20	COUNTY EXECUTIVE	Authorization to Enter into Contract for the Purpose of Installing LED Streetlights	Energy & Environment
COMM. 18E-21	COUNTY EXECUTIVE	Acceptance of Continued Funding for the Enhanced Release Under Supervision Program	Public Safety
COMM. 18E-22	COUNTY EXECUTIVE	PILOT Extension Agreement - Elmwood Square Apartments Project - Affordable Housing Development	Economic Development
COMM. 18E-23	COUNTY EXECUTIVE	Requesting Authorization to Accept 2019 Justice Assistance Grant	Public Safety
COMM. 18E-24	COUNTY EXECUTIVE	Transfer of Surplus County Owned Parcels	Finance & Management
COMM. 18E-25	COUNTY EXECUTIVE	Health Lab Building 17 Programming & Design	Health & Human Services
COMM. 18E-26	COUNTY EXECUTIVE	ECSD No. 5 - Engineer Term Contract Agreement	Energy & Environment
COMM. 18E-27	COUNTY EXECUTIVE	ECSD No. 3 - 2019 Budget Transfer	Energy & Environment
COMM. 18E-28	COUNTY EXECUTIVE	Notice of Public Hearing for 2019 ECSD Assessment Rolls	Energy & Environment

COMM. 18E-29	COUNTY EXECUTIVE	Contract Amendment for EC Soil & Water Conservation District - Mill St. Stream Scour & Slide Remediation	Energy & Environment
COMM. 18E-30	COUNTY EXECUTIVE	Authorization to Enter into Contract & Accept Indigent Legal Services Grant	Finance & Management
COMM. 18E-31	COUNTY EXECUTIVE	MOU - Garbage Recycling Pickup in the City of Buffalo	Economic Development
COMM. 18E-32	COUNTY EXECUTIVE	Final Construction Change Order for ECDPW Project - 2018 Culvert Group 2	Economic Development
COMM. 18E-33	COUNTY EXECUTIVE	NYS DOT Supplemental Agreement No. 1 - Elmwood Ave. Pedestrian & Bicycle Improvements	Economic Development
COMM. 18E-34	COUNTY EXECUTIVE	ECSD Nos. 1-6 & 8 - User Charges - 2020	Energy & Environment
COMM. 18E-35	COUNTY EXECUTIVE	ECSD No. 3 - Engineer Term Contract Agreement	Energy & Environment
COMM. 18E-36	COUNTY EXECUTIVE	Authorization of No-Cost Extension WNY Sustainable Business Roundtable Grant	Economic Development
COMM. 18E-37	COUNTY EXECUTIVE	Authorization of Climate Smart Communities Certification Actions Grant - 3/15/19 - 3/14/24	Energy & Environment
COMM. 18E-38	COUNTY EXECUTIVE	Appointment to Region 9 NYS Fish & Wildlife Management Board	Energy & Environment
COMM. 18E-39	COUNTY EXECUTIVE	Appointment of Trustee to SUNY Erie	Community Enrichment
COMM. 18E-40	COUNTY CLERK	City of Buffalo In Rem Tax Foreclosure	Finance & Management
COMM. 18E-41	COUNTY CLERK	EC Auto Bureau - Agreement to Provide a Digital Signage System	
COMM. 18E-42	COUNTY CLERK	EC Auto Bureau (Southtowns) - Increase in Change Making Fund	
COMM. 18E-43	DISTRICT ATTORNEY	2020 Criminal Justice Changes	Finance & Management
<u>COMMUNICATIONS FROM THE DEPARTMENTS:</u>			<u>REFERENCE:</u>
COMM. 18D-1	DEPARTMENT OF LAW	NYS Department of State Filing for Local Law 3 of 2019	R&F
COMM. 18D-2	COMMISSIONER OF HEALTH	Designation of Division Directors	Health & Human Services

COMM. 18D-3	COMPTROLLER'S OFFICE	Letter to Central Police Services Commissioner Regarding Audit of Aid to Crime Labs Program Prevention Grant - 07/01/2018 - 06/30/2019	Public Safety
COMM. 18D-4	DEPARTMENT OF LAW	Transmittal of New Claims Against EC	Government Affairs
COMM. 18D-5	COMPTROLLER'S OFFICE	Letter to EC Dept. of Probation Commissioner Regarding Audit of Dept. - 1/1/2019 - 6/30/2019	Public Safety
COMM. 18D-6	DEPARTMENT OF LAW	Notice of Public Hearing on Local Law Intro. No. 8-1 (2019)	R&F
COMM. 18D-7	DIVISION OF EQUAL EMPLOYMENT OPPORTUNITY	Request for Legislature Representative on EC MWBE Advisory Board	Minority & Women Business Enterprise
COMM. 18D-8	DIVISION OF EQUAL EMPLOYMENT OPPORTUNITY	EC MWBE Advisory Board Recommendation	Minority & Women Business Enterprise
COMM. 18D-9	COMMISSIONER OF PARKS, REC. & FORESTRY	Letter to Chair of Health & Human Services Committee Regarding Park Items that Tested Positive for Lead	Health & Human Services
COMM. 18D-10	COMMISSIONERS, BOARD OF ELECTIONS	ECBOE 2019 Budget Revisions	
COMM. 18D-11	DEPARTMENT OF LAW	Transmittal of New Claims Against EC	Government Affairs
COMM. 18D-12	DIRECTOR OF BUDGET & MANAGEMENT	Budget Monitoring Report for Period Ending 6/19	Finance & Management
<u>COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:</u>			<u>REFERENCE:</u>
COMM. 18M-1	MINORITY & WOMEN BUSINESS ENTERPRISES UTILIZATION ADVISORY BOARD	Meeting Minutes for Meeting Held on 3/25/2019	Minority & Women Business Enterprise
COMM. 18M-2	NYSDEC	Invitation for Public Comment - Brownfield Application & Draft Work Plan on Jefferson Ave., Buffalo	Energy & Environment
COMM. 18M-3	NYS ASSOCIATION OF COUNTIES	Revenues & Expenditures Report for EC	Finance & Management
COMM. 18M-4	NFTA	NFTA Minutes for Board Meeting Held 6/27/2019	Economic Development
COMM. 18M-5	NYS DEPARTMENT OF PUBLIC SERVICE	Invitation for Public Input on Companies' Proposals Regarding Increases in Electric & Gas Rates	Energy & Environment

COMM. 18M-6	ECWA	Letter to Chair of Energy & Environment Committee Regarding Water Quality in Lake Erie & Algae Blooms	Energy & Environment
COMM. 18M-7	EC BOARD OF HEALTH	EC Board of Health Agenda for Meeting to be Held on 9/10/2019	Health & Human Services
COMM. 18M-8	NYSDEC	Fact Sheet - Brownfield Cleanup Program Application & Draft Remedial Investigation - 1200 Jefferson Ave., Buffalo	Energy & Environment
COMM. 18M-9	VISIT BUFFALO NIAGARA	Second Quarter Reports for 2019	Community Enrichment
COMM. 18M-10	NYSDEC	Invitation for Public Comment - Proposed Remedy for Brownfield Site Contamination at 50 Hannah St., Buffalo	Energy & Environment
COMM. 18M-11	NFTA	NFTA Annual 17A Report for FYE 2019	Economic Development
COMM. 18M-12	NYSDEC	Invitation for Public Comment - Draft Plan of Contamination Investigation at the Former Bisonite Paint Company Site in Tonawanda	Energy & Environment
COMM. 18M-13	NYS DEPARTMENT OF TAXATION & FINANCE	List of Certified 2019 State Equalization Rates	Finance & Management
COMM. 18M-14	NYSDEC	Fact Sheet - Brownfield Cleanup Program Application & Draft Remedial Investigation - 130 Main St., Buffalo	Energy & Environment

ANNOUNCEMENTS:

MEMORIAL RESOLUTIONS:

ADJOURNMENT: