



RECEIVED
ERIE COUNTY LEGISLATURE

2001 JUN -6 P 2:08

County of Erie

JOEL A. GIAMBRA
COUNTY EXECUTIVE

PHONE: 716-858-8500
FAX #: 716-858-8411

June 6, 2001

Ms. Laurie A. Manzella
Clerk, Erie County Legislature
25 Delaware Avenue, 7th Floor
Buffalo, New York 14202

Re: Local Law Intro. No. 3-2001

Dear Ms. Manzella:

A Public Hearing was held on Local Law Intro. No. 3-2001 (hereinafter "Reapportionment Local Law") by the Erie County Legislature on Wednesday, May 9, 2001, pursuant to Municipal Home Rule Law Section 10. Such Public Hearing was authorized by the Erie County Legislature by Resolution Intro. 9-10, enacted on April 26, 2001.

A Public Hearing was also held on Local Law Intro. No. 3-2001 by the undersigned on Thursday, May 24, 2001, due notice thereof having been published in the official newspapers of the County of Erie. Additionally, a second Public Hearing was held on Local Law Intro. No. 3-2001 by the undersigned on Wednesday, May 30, 2001, with notice to newspapers within the County of Erie.

After due deliberation thereon, I, JOEL A. GIAMBRA, County Executive of Erie County, do hereby DISAPPROVE and VETO Local Law Intro. No. 3-2001 this 6th day of June, 2001.

Consequently, pursuant to Section 205 of the Erie County Charter and the Municipal Home Rule Law, I am returning to you herewith Local Law Intro. No. 3-2001, with the following objections:

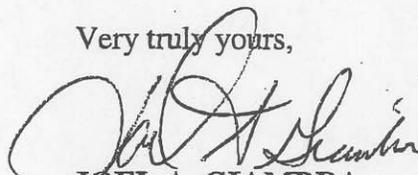
1. The process by which the Reapportionment Local Law was adopted was not subject to sufficient public input and scrutiny. The Advisory Committee on Reapportionment and the Erie County Legislature provided an inadequate opportunity for fair comment on the Reapportionment Local Law.

2. It is impractical for your honorable body to adopt a plan of reapportionment that sets the Legislative Districts for Erie County for the next decade when the City of Buffalo is in the process of challenging the census figures issued by the U.S. Bureau of the Census. Because there are significant issues as to whether the U.S. Bureau of the Census undercounted the City's population, a plan of reapportionment should not be adopted until such time as the census figures for all Legislative Districts within Erie County are finalized.
3. The Reapportionment Local Law may improperly and illegally divide the Hispanic community and unfairly fails to address substantial community needs. Further, the division of the Hispanic community may be in violation of the United States Constitution, the New York State Constitution and the Federal Voting Rights Act.
4. The Reapportionment Local Law unnecessarily and excessively fragments towns and established neighborhoods.
5. The Reapportionment Local Law fails to create districts which consist of representation areas made up of convenient and contiguous territories which are as compact as practicable.

By law, the County of Erie may reapportion itself only once per decade. In disapproving of and vetoing the Reapportionment Local Law, I urge the Erie County Legislature to create a process through which public input may be solicited in a meaningful manner and to adopt a plan which reflects the best interest of our entire community.

Please present Local Law Intro. No. 3-2001 with these objections to the Erie County Legislature at its next regular meeting.

Very truly yours,



JOEL A. GIAMBRA
ERIE COUNTY EXECUTIVE

Enclosure