



THE ERIE COUNTY LEGISLATURE

Session No. 5

March 6, 2008

Lynn M. Marinelli
Chair

Maria R. Whyte
Majority Leader

John J. Mills
Minority Leader

Robert M. Graber
Clerk of the Legislature

ROLL CALL

INVOCATION – Mr. Wroblewski

PLEDGE OF ALLEGIANCE – Ms. Iannello

RULES OF THE LEGISLATURE FOR 2008

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

MARINELLI

In Recognition of Girl Scout Week (March 9 - 15, 2008)

MARINELLI, KOZUB, MAZUR &
WROBLEWSKI

Honoring John Mills, AM-POL Eagle Citizen of the Year in
Business

REYNOLDS

Honoring Hamburg High School Varsity Hockey Team on
Winning the Super Sunday Southtowns Championship

MILLER-WILLIAMS & GRANT

In Memory of Carol Salter Glover

WROBLEWSKI

Honoring Retired West Seneca Police Detective Lt. John
Urbanski

REYNOLDS

Honoring Mary Weiser Upon Receiving the Citizen of the Year
Award for Apprehending Two Burglars Who Have Been
Terrorizing the Town of North Collins

IANNELLO, MARINELLI, KONST,
WHYTE, GRANT & MILLER-
WILLIAMS

Recognizing Women's History Month in Erie County

KENNEDY

Honoring Richard J. Gehring Upon His Retirement After Serving
30 Years as President of Meals on Wheels of Western New York

LOCAL LAWS:

LL INT. 1-1
1/16/2007

MILLS, RANZENHOFER
& WEINSTEIN

A LL Requiring Elected Officials to
Resign From Office Upon Being
Convicted of a Misdemeanor or
Felony

REFERENCE:

Government
Affairs

LL INT. 3-2 6/28/2007	IANNELLO, MARINELLI, REYNOLDS, KONST, LOUGHRAN, LOCKLEAR, RANZENHOFER, MILLS and WEINSTEIN	A LL Amending Article II, Section 202 of Local Law No. 7-2007, Known as the Erie County Charter	Government Affairs
LL INT. 8-1 7/18/2007	IANNELLO, KONST, REYNOLDS & MILLS	Taxpayer Protection Law	Government Affairs
LL INT. 9-1 10/4/2007	RANZENHOFER	Repeal of LL No. 2-2006	Economic Development

COMMITTEE REPORTS:

REPORT NO. 3 HEALTH & HUMAN SERVICES COMMITTEE

REPORT NO. 3 COMMUNITY ENRICHMENT COMMITTEE

REPORT NO. 3 ECONOMIC DEVELOPMENT COMMITTEE

REPORT NO. 3 ENERGY & ENVIRONMENT COMMITTEE

REPORT NO. 3 PUBLIC SAFETY COMMITTEE

REPORT NO. 2 GOVERNMENT AFFAIRS COMMITTEE

REPORT NO. 3 FINANCE & MANAGEMENT COMMITTEE

LEGISLATOR RESOLUTIONS:

REFERENCE

INTRO 5-1	LOUGHRAN	The Future of Studio Arena Theatre
INTRO 5-2	WROBLEWSKI	Opposing Governor Spitzer's Proposed \$15 Increase in the Surcharge on Auto Insurance Policies
INTRO 5-3	MILLER-WILLIAMS	Urging the Governor to Sign Into Law A.9480/S.6499 to Add the Display of a Noose to the Crime of Aggravated Harassment in the First Degree
INTRO 5-4	WHYTE & GRANT	County Clinics and Hepatitis A
INTRO 5-5	MILLS, RANZENHOFER, KONST & RATH	Opposing Elimination of Approximately \$10 Million from the Consolidated Local Street and Highway Improvement Program (CHIPS)
INTRO 5-6	RATH	Opposing Increases to County Share of Safety Net Assistance and Family Assistance and Removal of the Local District Hold Harmless Provision for Two Parent Families

INTRO 5-7	IANNELLO	Requesting Governor Eliot Spitzer and the New York State Legislature to Re-Examine the State Aid Formulas Regarding Aid Incentives for Municipalities (AIM) and Revenue Sharing
INTRO 5-8	KENNEDY	Supporting NYS Legislation Relating to Text Messaging While Driving
INTRO 5-9	IANNELLO, MILLER-WILLIAMS & GRANT	Resolution to Improve Transparency in Legislative Sessions
INTRO 5-10	WROBLEWSKI, MARINELLI, MILLS, KOZUB, KENNEDY, MILLER-WILLIAMS, KONST, GRANT, MAZUR, IANNELLO, REYNOLDS, LOUGHRAN & RATH	Supporting NYS Firefighters in Opposition to State Legislation Affecting Fire Districts
INTRO 5-11	RANZENHOFER, MILLS, RATH, KONST, KOZUB, MILLER-WILLIAMS & IANNELLO	Funds Allocated Through the Cultural Resource Advisory Board, Including Studio Arena Theater
INTRO 5-12	MARINELLI, MILLS, KOZUB, KENNEDY, MILLER-WILLIAMS, RANZENHOFER, KONST, GRANT, MAZUR, WROBLEWSKI, REYNOLDS, LOUGHRAN & RATH	Urging Governor Spitzer to Sign Legislation to Preserve and Protect the Great Lakes
INTRO 5-13	KONST, MARINELLI, MILLS, KOZUB, MILLER-WILLIAMS, RANZENHOFER, GRANT, WROBLEWSKI, IANNELLO, LOUGHRAN & RATH	Alternatives to Incarceration: Strategies For Success Report

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

SUSPENSION OF THE RULES:

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE:

COMM. 5E-1	COUNTY EXECUTIVE	Letter Concerning AFSCME Contract Settlement	Government Affairs
COMM. 5E-2	COUNTY EXECUTIVE	Appointment to Buffalo & Erie County Public Library Board of Trustees	Community Enrichment
COMM. 5E-3	COUNTY EXECUTIVE	Appointments to Erie County Sewer District No. 1 Board of Managers	
COMM. 5E-4	COUNTY EXECUTIVE	Appointments to Erie County Sewer District No. 2 Board of Managers	
COMM. 5E-5	COUNTY EXECUTIVE	Appointments to Erie County Sewer District No. 3 Board of Manager	
COMM. 5E-6	COUNTY EXECUTIVE	Appointments to Erie County Sewer District No. 4 Board of Manager	
COMM. 5E-7	COUNTY EXECUTIVE	Appointments to Erie County Sewer District No. 5 Board of Manager	
COMM. 5E-8	COUNTY EXECUTIVE	Appointments to Erie County Sewer District No. 6 Board of Manager	
COMM. 5E-9	COUNTY EXECUTIVE	Appointments to Erie County Sewer District No. 8 Board of Manager	
COMM. 5E-10	COUNTY EXECUTIVE	Division of Information & Support Services Sharing of Inter-Municipal Agreement	Government Affairs
COMM. 5E-11	COUNTY EXECUTIVE	EC Sewer District No. 3 - Contract Nos. 32A, B, C & D - Bid Opening	Energy & Environment
COMM. 5E-12	COUNTY EXECUTIVE	Buffalo & Erie County Botanical Gardens - New Parking Lot	Economic Development
COMM. 5E-13	COUNTY EXECUTIVE	Compliance with Intro. 4-11 (2009) - Capital Projects List	Finance & Management
COMM. 5E-14	COUNTY EXECUTIVE	Buffalo & Erie County Botanical Gardens - New Growing House	Economic Development
COMM. 5E-15	COUNTY EXECUTIVE	Supplemental Agreement with NYSDOT - Como Park Blvd. Pavement Reconstruction - Town of Cheektowaga	Economic Development

COMM. 5E-16	COUNTY EXECUTIVE	Public Works - Addition of Staff to Provide for Security at Public Safety Campus	
COMM. 5E-17	COUNTY EXECUTIVE	EC Sewer Construction Projects - Division of Water Quality Management - Annual Change Order Report	Energy & Environment
COMM. 5E-18	COUNTY EXECUTIVE	EC Sewer District No. 1 - Engineering Services Agreement - Close Out	Energy & Environment
COMM. 5E-19	COUNTY EXECUTIVE	Central Police Services - 2007-08 Aid to Crime Laboratories Grant	Public Safety
COMM. 5E-20	COUNTY EXECUTIVE	EC Integrated Pest Management Project - USEPA - Food Quality Protection Act/Strategic Agri Initiative Program	Health & Human Services
COMM. 5E-21	COUNTY EXECUTIVE	Central Police Services - Authorization of Payments for Professional Services	Public Safety
COMM. 5E-22	COUNTY EXECUTIVE	Public Works - Buildings & Grounds - Change in Security Staffing and Addition of Deputy Commissioner - Buildings & Grounds	Government Affairs
COMM. 5E-23	COUNTY EXECUTIVE	EC Sewer District No. 4 - Contract 39 - Award of Contract	Energy & Environment
COMM. 5E-24	COUNTY EXECUTIVE	Buffalo Niagara Convention Center - Elevator Modernization	Economic Development
COMM. 5E-25	COUNTY EXECUTIVE	EC Sewer District No. 2 - Engineering Agreement - Change Order No. 7	Energy & Environment
COMM. 5E-26	SHERIFF	Sheriff's Office - Asset Forfeiture Funded Program SAFS	Public Safety
COMM. 5E-27	GRANT	Lease Agreement for Legislative Office Space	

COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE:

COMM. 5D-1	DIRECTOR OF BUDGET, MANAGEMENT & FINANCE DIVISION	Reply to Letter Concerning Budget Compliance with Erie County Charter	Finance & Management
COMM. 5D-2	BUFFALO & ERIE COUNTY PUBLIC LIBRARY	Agenda Items from Board of Trustees Meeting Held on 2/21/08	Community Enrichment
COMM. 5D-3	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	Government Affairs

COMM. 5D-4	COUNTY ATTORNEY	Notice of Public Hearing: Local Law Intro. No. 1 - 2008	Public Safety
COMM. 5D-5	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	Government Affairs
COMM. 5D-6	COMMISSIONER OF PARKS, RECREATION & FORESTRY	Letter Concerning INTRO 3-21 (2008) - Regarding Snowboarding in Erie County Parks	Energy & Environment

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:

REFERENCE:

COMM. 5M-1	PATRICIA CASTLE	Letter Concerning Removal of 55 MPH Speed Limit for School Buses on NYS Thruway	R&F
COMM. 5M-2	NIAGARA ERIE REGIONAL COALITION	Agenda Items for Meeting Held on 2/22/08	Government Affairs
COMM. 5M-3	TOWN OF NEWSTEAD	Copy of Certified Resolution Concerning Assignment of Special Resource Officers in Schools	Public Safety
COMM. 5M-4	TOWN OF MARILLA	Copy of Certified Resolution Concerning Office of Elected Assessors	Government Affairs
COMM. 5M-5	NFTA	NFTA Board Minutes	Government Affairs
COMM. 5M-6	ECMCC	Letter Concerning Suspension of Participation in WNY Health System	Health & Human Services
COMM. 5M-7	ECIDA	Notice of 3/10/08 Board of Directors Meeting	Government Affairs
COMM. 5M-8	COLUCCI & GALLAHER, P.C.	Items from ECMCC Board of Managers Meeting Held on 2/28/08	Health & Human Services

MEMORIAL RESOLUTIONS:

ADJOURNMENT: