



THE ERIE COUNTY LEGISLATURE

Session No. 7

April 6, 2006

Lynn M. Marinelli
Chairman

Maria R. Whyte
Majority Leader

Barry A. Weinstein
Minority Leader

Kevin M. Kelley
Clerk of the Legislature

ROLL CALL

INVOCATION – Mr. Smith

PLEDGE OF ALLEGIANCE – Mr. Holt

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS

SMITH & HOLT	Recognizing S. Pearl Sharp, Writer, Filmmaker and Actress
KOZUB	Recognizing March 26 - April 1 as Unseen America Week in Erie County (1199 SEIU)
SMITH & HOLT	In Memory of Sammie Lee "Pee Wee" West
SMITH & HOLT	Recognizing the Grand Opening of the Frank E. Merriweather Library on April 1, 2006
SMITH & HOLT	Honoring the 2006 Women Builders on Communities and Dreams Award Recipients
SMITH	Recognizing the Omega Psi Phi Scholarship Ball on April 8, 2006
HOLT	In Memory of Eugene C. Bender
HOLT	In Memory of Mary L. Chappelle
KONST	Recognizing April as "Motorcycle Safety and Awareness Month"
SMITH	Honoring Mary Ann Eccles Upon Her Retirement After 25 Years of Service to the East Ferry Detention Center
MAJORITY CAUCUS	Recognizing Municipal Clerk Week in Erie County, April 30th - May 6, 2006
HOLT & SMITH	Honoring Buffalo School Principal Mrs. Barbara Clark, Retiring After 35 Years of Service to the Buffalo Public School System
MARINELLI	Recognizing Business and Professional Women on Buffalo Amherst "Equal Pay Day in Erie County" on April 25, 2006
MAJORITY CAUCUS	In Memory of Clarice K. Brown

LOCAL LAWS

REFERENCE

LL INT 7-1 3/30/2005	SMITH	The Local Law To Retain Jobs in NYS	
LL INT 12-1 10/19/2005	MARINELLI	A LL Amending the EC Charter & EC Administrative Code as Amended, in Relation to the Titles and Positions of Deputy Commissioner and Deputy Director	Government Affairs

COMMITTEE REPORTS

REPORT NO. 5	HEALTH COMMITTEE
REPORT NO. 6	GOVERNMENT AFFAIRS COMMITTEE
REPORT NO. 6	COMMUNITY ENRICHMENT COMMITTEE
REPORT NO. 6	ECONOMIC DEVELOPMENT COMMITTEE
REPORT NO. 6	FINANCE & MANAGEMENT COMMITTEE
REPORT NO. 4	HUMAN SERVICES COMMITTEE
REPORT NO. 6	PUBLIC SAFETY COMMITTEE
REPORT NO. 6	ENERGY & ENVIRONMENT COMMITTEE

LEGISLATOR RESOLUTIONS:

REFERENCE

INTRO 7-1	SMITH	Erie County Integrated Setting Committee	
INTRO 7-2	KONST	Support for the Buffalo-Lancaster Airport	
INTRO 7-3	MINORITY CAUCUS	Development of Student Housing on ECC's South Campus in Hamburg, NY	
INTRO 7-4	MINORITY CAUCUS	Electronic Permitting	
INTRO 7-5	KONST, IANNELLO, LOCKLEAR, LOUGHRAN & MAZUR	State Reimbursement for Special Elections	
INTRO 7-6	MARINELLI	Appointment to Fill Vacancy on the Erie County Audit Committee	
INTRO 7-7	SMITH	Recommendation Appointment to the ECWA	
INTRO 7-8	SMITH	Opposition to Mayoral Election in New Orleans, LA	
INTRO 7-9	SMITH	Repeal of Lord's Manfield Rule in NYS	

INTRO 7-10	IANNELLO, KONST & LOCKLEAR	Amendment of Erie County Legislative ""Rules of Order"" Regarding Establishment of Evening and ""Off Site" Legislative Sessions
INTRO 7-11	LOCKLEAR, IANNELLO & KONST	Rationalizing Worker Training
INTRO 7-12	REYNOLDS, MARINELLI, WHYTE, KENNEDY, SMITH, LOUGHRAN, IANNELLO, KOZUB & MAZUR	Improvements at the Hamburg Airport
INTRO 7-13	MARINELLI, WHYTE, REYNOLDS, SMITH, LOUGHRAN, MAZUR, KONST, IANNELLI, KOZUB & HOLT	Budget Monitoring Reports Within Erie County Charter
INTRO 7-14	MARINELLI, WHYTE, REYNOLDS, SMITH, LOUGHRAN, MAZUR, IANNELLO, KOZUB & HOLT	Special Election in the 142nd Assembly District
INTRO 7-15	KENNEDY & WHYTE	Increased Corporate Accountability in Erie County
INTRO 7-16	MARINELLI, WHYTE, SMITH, REYNOLDS, HOLT, LOUGHRAN, IANNELLO, KONST, KOZUB & MAZUR	Efficiency Incentive Grants
INTRO 7-17	SMITH, IANNELLO, MARINELLI, WHYTE, REYNOLDS, KONST, KOZUB, LOUGHRAN & HOLT	List of Retirees
INTRO 7-18	KENNEDY, MARINELLI, WHYTE, SMITH, REYNOLDS, LOUGHRAN, IANNELLO, KONST, KOZUB & HOLT	Wireless Communication Device Policy in Erie County

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

SUSPENSION OF THE RULES:

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE

COMM. 7E-1	SMITH	Veterans Affairs Committee	R&F
COMM. 7E-2	COMPROLLER	Copy of Letter to County Executive, DSS Commissioner and Senior Services Commissioner Re: HEAP Employees at State of the County	Human Services
COMM. 7E-3	COUNTY EXECUTIVE	Copy of Letter to Comptroller Re: Erie County Depositories	RFP
COMM. 7E-4	SMITH	Copy of Letter to DPW Commissioner Re: Asbestos Removal on 14th Floor of Rath Building and Alleged Illegal Workers	Economic Development
COMM. 7E-5	WEINSTEIN	Minority Appointment to the Cornell Cooperative Extension	RFP
COMM. 7E-6	IANNELLO, KONST & LOCKLEAR	2006 Legislative Action Plan	Finance & Management
COMM. 7E-7	RANZENHOFER	Legislative Office Space	
COMM. 7E-8	SMITH	Notice of Informational Finance & Management Committee to be Held 4/4/06	R&F
COMM. 7E-9	SMITH	Copy of Letter to Purchasing Director Re: Copier Services in Erie County	Finance & Management
COMM. 7E-10	COMPROLLER	Official Response by BOE Commissioner to BOE Audit	Government Affairs
COMM. 7E-11	LOCKLEAR, KONST & IANNELLO	"Chinese Menu" of Reform Options	Finance & Management
COMM. 7E-12	MARINELLI	Appointment to Charter Revision Commission	RFP

COMM. 7E-13	COUNTY EXECUTIVE	Increase in Fee for Issuance of New Plasticard Pistol Permits	Finance & Management
COMM. 7E-14	COUNTY EXECUTIVE	CPS Training Academy - Personnel Adjustments	Government Affairs
COMM. 7E-15	COUNTY EXECUTIVE	CPS/Emergency Services - Revised Resolution No. 16E-9 Regarding Retaining County Fire Instructors	Government Affairs
COMM. 7E-16	COUNTY EXECUTIVE	Health - Bathing Beach Water Quality Monitoring and Notification Program - 10/1/05 - 9/30/06	Health
COMM. 7E-17	COUNTY EXECUTIVE	DA's Office - Operation IMPACT Grant	Public Safety
COMM. 7E-18	COUNTY EXECUTIVE	Emergency Services - Acceptance of FEMA Aid regarding Hurricane Katrina Victims in WNY	Public Safety
COMM. 7E-19	COUNTY EXECUTIVE	CPS/Emergency Services - Voice Logging Recorder & Storage Systems Authorization to Award Bid and Enter into Contract	Public Safety
COMM. 7E-20	COUNTY EXECUTIVE	CPS Forensic Laboratory - Proposed Resolution for Acceptance of Operation Impact II Grant	Public Safety
COMM. 7E-21	COUNTY EXECUTIVE	ECSD No. 3 - Erie County Sewer Agency Report - Engel Drive Extension	Energy & Environment
COMM. 7E-22	COUNTY EXECUTIVE	ECSD No. 6/STSTA - Disinfection Improvements - Contract No. 6ST-B - Change Order No. 1 - John W. Danforth Company	Energy & Environment
COMM. 7E-23	COUNTY EXECUTIVE	ECSTSTA - Contract No. 6ST-C, Plumbing - Contract Close Out - WC Roberson Plumbing & Construction Corp.	Energy & Environment
COMM. 7E-24	COUNTY EXECUTIVE	ECSD No. 2 - Contract No.66STP-C, Plumbing - Contract Close Out - WC Roberson Plumbing & Construction Corp.	Energy & Environment
COMM. 7E-25	COUNTY EXECUTIVE	DEP - Sewerage Management - Comprehensive Energy Analysis for ECSD No. 6 - Proposed Energy Performance Contract	Energy & Environment
COMM. 7E-26	COUNTY EXECUTIVE	DPW - Acquisition of Property for Right-of-Way - Reconstruction of Centerline Road Culvert (CR-175) - Town of Wales	Economic Development

COMM. 7E-27	COUNTY EXECUTIVE	DPW - Supplemental Agreement with NYSDOT - Right-of-Way Acquisition and Transfer of Dam Ownership - Freeman Road Bridge 369-3 Over Smokes Creek - Town of Orchard Park	Economic Development
COMM. 7E-28	COUNTY EXECUTIVE	DPW - Agreement w/ NYSDOT - Youngs Rd. (CR554) & Aero Drive (CR324) Intersection - Town of Cheektowaga	Economic Development
COMM. 7E-29	COUNTY EXECUTIVE	DPW - Award of General Energy Performance Contracting Contracts	Energy & Environment
COMM. 7E-30	COUNTY EXECUTIVE	DPW - Supplemental Agreement with NYSDOT - Harris Hill Road (CR 276) Intersections at Wehrle Drive (CR275) & Pleasant View Drive (CR161) - Towns of Clarence & Lancaster	Economic Development
COMM. 7E-31	COUNTY EXECUTIVE	DPW - Buffalo Niagara Convention Center - Roof Replacement	Economic Development
COMM. 7E-32	COUNTY EXECUTIVE	DPW - Wehrle Drive Reconstruction Project: Authorization to Pursue Administrative Settlements and Eminent Domain Proceedings	Economic Development
COMM. 7E-33	COUNTY EXECUTIVE	DPW - Ralph Wilson Stadium - 2006 - Site Work, Structural Repairs and Miscellaneous Work - Phase 2	Economic Development
COMM. 7E-34	COUNTY EXECUTIVE	DPW - Ralph Wilson Stadium - 2006 - General Construction Work - Rebid, Phase 2	Economic Development
COMM. 7E-35	COUNTY EXECUTIVE	Appointment to Erie County Commission on the Status of Women	Government Affairs
COMM. 7E-36	SHERIFF	"Selective Traffic Enforcement" Program (STEP)	Public Safety
COMM. 7E-37	COMPTROLLER	Apportionment & Distribution of Net Collection from the Local 4.75% Sales and Compensating Use Tax for 1/06 - 3/06	Finance & Management
COMM. 7E-38	COUNTY EXECUTIVE	Appointment to the Erie County Environmental Management Council	Energy & Environment
COMM. 7E-39	COUNTY EXECUTIVE	Erie County Rath Building - 14th Floor Renovations	Economic Development
COMM. 7E-40	COUNTY EXECUTIVE	Fees for County Review of Municipal Planning and Zoning Actions	

<u>COMMUNICATIONS FROM THE DEPARTMENTS:</u>			<u>REFERENCE</u>
COMM. 7D-1	SOCIAL SERVICES	Copy of Letter to Tokasz & Volker Re: Legislative Change to Assist Counties in Child Support Collection Efforts	Human Services
COMM. 7D-2	SENIOR SERVICES	Copy of Letter to Marinelli Re: Transportation for the Elderly in the City of Buffalo	Human Services
COMM. 7D-3	BECPL	Agenda for Meeting Held 3/16/06	R&F
COMM. 7D-4	ECC	Agenda for Meeting Held 3/22/06	R&F
COMM. 7D-5	PERSONNEL	Hires/Separations from January 2006	R&F
COMM. 7D-6	PERSONNEL	Hires/Separations from February 2006	R&F
COMM. 7D-7	DEP	SEQR - Solicitation for Lead Agency Status - Boston State Road - Town of Boston - ECSD No. 3	Energy & Environment
COMM. 7D-8	ECC	Minutes for Meeting Held 3/1/06	R&F
COMM. 7D-9	BUDGET, MANAGEMENT & FINANCE	BMR for Period Ending February 28, 2006	Finance & Management
COMM. 7D-10	PERSONNEL	Variable Minimum Health Department (Item 6E-12)	Health
COMM. 7D-11	BOARD OF ELECTIONS	Response to Audit & Review of Operations - EC BOE	Government Affairs
COMM. 7D-12	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	R&F
COMM. 7D-13	ECMCC	A New Day: Annual Report 2005	R&F
<u>COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:</u>			<u>REFERENCE</u>
COMM. 7M-1	FRANKLIN COUNTY LEGISLATURE	Support for Credit Against Personal Income Tax For Volunteer Firefighter and Volunteer Ambulance Corps	R&F
COMM. 7M-2	CITY OF BUFFALO COMMON COUNCIL	Amendment of Parks Agreement for Transfer of Johnnie B. Wiley Sports Pavilion	Government Affairs
COMM. 7M-3	BUILDING & CONSTRUCTION TRADES COUNCIL	Petition in Favor of Local Law No. 1-2006	R&F
COMM. 7M-4	SCHOHARIE COUNTY	Copy of Certified Resolution Re: Requesting NYS to Take Back Local Share of Medicaid as a Component of True Medicaid Reform, and to Utilize Current Budget Surplus to Fund Same	R&F

COMM. 7M-5	ERIE-NIAGARA REGIONAL PARTNERSHIP	Agenda for Meeting Held 3/31/06	R&F
COMM. 7M-6	TOWN OF LANCASTER	Request for Extension of ECSD No. 4	R&F
COMM. 7M-7	AMHERST FIRE CHIEFS' ASSOCIATION INC.	Request for Clerical Position in Erie County Fire Safety Division	R&F
COMM. 7M-8	TOWN OF LANCASTER	Certified Resolution Re: ECSD No. 4	R&F
COMM. 7M-9	ASSEMBLYMAN CRYSTAL PEOPLES	Copy of Letter to Dept. of Health Commissioner Re: Supreme Court Ruling Upheld for Households Containing an SSI Recipient	R&F
COMM. 7M-10	NFTA	NFTA Board Minutes for Meeting Held 2/27/06	R&F
COMM. 7M-11	ECIDA	Notice of Board Meeting to be Held 4/10/06	R&F
COMM. 7M-12	NFTA	Annual Operating Budget for FY Ending 3/31/07 and 5-Year Capital Plan	R&F

MEMORIAL RESOLUTIONS:

ADJOURNMENT: