



# THE ERIE COUNTY LEGISLATURE

Session No. 10

May 28, 2009

Lynn M. Marinelli  
*Chair*

Maria R. Whyte  
*Majority Leader*

John J. Mills  
*Minority Leader*

Robert M. Graber  
*Clerk of the Legislature*

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## ROLL CALL

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INVOCATION – Ms. Whyte

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PLEDGE OF ALLEGIANCE – Ms. Konst

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## TABLED ITEMS

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ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

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MINUTES OF PREVIOUS MEETING

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PUBLIC HEARING

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## MISCELLANEOUS RESOLUTIONS:

WROBLEWSKI	Paying Tribute to George H. McCoy, World War II Hero, Named "Chevalier" of the Legion of Honor by the President of France
MILLER-WILLIAMS	Honoring SFC Wayne M. Green
REYNOLDS	Honoring David Boehm Upon His Retirement
KONST	Congratulating Eva Fertig on Being Awarded the Alden Chamber of Commerce 2009 Distinguished Citizen Award
WALTER	Recognizing Michael Joseph Hanley on Achieving the Rank of Eagle Scout
WALTER	Recognizing Wendell B. Butler on Achieving the Rank of Eagle Scout
RATH	Recognizing Amanda Wise for Taking First Place in the Fashion Merchandizing Promotion Plan Category of the National DECA Competition in Anaheim, CA
WALTER	Recognizing Lawrence Padasak on Achieving the Rank of Eagle Scout
MILLS	Congratulating David Boehm on His Retirement From the EC Dept. of Public Works
MARINELLI & IANNELLO	Honoring the Memory of Carmella M. Thomas

**LOCAL LAWS:**

**REFERENCE:**

LL INT. 2-1 3/18/2008	RANZENHOFER, MILLS & RATH	A LL Requiring Businesses to Verify that Employees are Legally Eligible to be Employed in the US and Erie County	Economic Development
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LL INT. 5-1 6/10/2008	MILLS	A LL to Change the Name of the Department of Environment and Planning to the Department of Economic Development, Environment and Planning and Update Position Titles	Energy & Environment
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LL INT. 2-1 5/26/2009	GRANT, MAZUR, MILLER-WILLIAMS, REYNOLDS & MARINELLI	A LL providing for the sale of a 2.15 acre portion of the real property known as 462 Grider Street, Buffalo to Community Health Center of Buffalo, Inc., and the conveyance of a easement over the access road.	
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**COMMITTEE REPORTS:**

REPORT NO. 7 FINANCE & MANAGEMENT COMMITTEE

REPORT NO. 7 HEALTH & HUMAN SERVICES COMMITTEE

REPORT NO. 7 COMMUNITY ENRICHMENT COMMITTEE

REPORT NO. 6 GOVERNMENT AFFAIRS COMMITTEE

REPORT NO. 6 PUBLIC SAFETY COMMITTEE

REPORT NO. 7 ENERGY & ENVIRONMENT COMMITTEE

**LEGISLATOR RESOLUTIONS:**

**REFERENCE:**

INTRO 10-1	REYNOLDS	Expressing Support and Urging Passage of NYS Legislation Concerning Landbanking for the Revitalization of Vacant & Abandoned Properties	
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INTRO 10-2	GRANT & MARINELLI	Assessing the Initial Impact on the Cultural Community of the Administration's Alterations to the Cultural Funding Process for 2010	
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INTRO 10-3	IANNELLO, MARINELLI, WHYTE, MILLER- WILLIAMS, GRANT & REYNOLDS	Clean Up of West Valley Nuclear Waste Site
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INTRO 10-4	RATH, MILLS & WALTER	The Need to Reform NYS Labor Law 240
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**COMMUNICATIONS DISCHARGED FROM COMMITTEE:**

**SUSPENSION OF THE RULES:**

**COMMUNICATIONS FROM ELECTED OFFICIALS:**

**REFERENCE:**

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COMM. 10E-1	COMPTROLLER	Erie County Merchant Card Processing and Electronic Payments System	Finance & Management
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COMM. 10E-2	COUNTY EXECUTIVE	Veto Message Concerning Local Law Intro. 1-1, "The Strategic Development Act"	
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COMM. 10E-3	COMPTROLLER	Certificate of Determination	Finance & Management
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COMM. 10E-4	COUNTY EXECUTIVE	Ralph Wilson Stadium - 2009 - Lease Agreement Capital Improvements	
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COMM. 10E-5	COUNTY EXECUTIVE	Appointment to the Senior Services Advisory Board	Health & Human Services
COMM. 10E-6	COUNTY EXECUTIVE	2008 Year-End Budget Balancing Amendments	Finance & Management
COMM. 10E-7	COUNTY EXECUTIVE	NYS DOT Federal Aid Bridge Cleaning Project - Requiring Local Share	Economic Development
COMM. 10E-8	COUNTY EXECUTIVE	ECSD Nos. 1,2,4 & 6 - Engineer Term Agreement	Energy & Environment
COMM. 10E-9	COUNTY EXECUTIVE	Supplemental Agreement - Town of Clarence - Greiner Rd. & Shimerville Rd.	
COMM. 10E-10	COUNTY EXECUTIVE	EC Soil & Water Conservation District Agreement	Energy & Environment
COMM. 10E-11	COUNTY EXECUTIVE	Contract with Stuart I. Brown Associates, Inc. - Community Development Block Grant Income Surveys	Economic Development
COMM. 10E-12	COUNTY EXECUTIVE	Elimination of a Permanent Easement at 2245 Walden Avenue - Town of Cheektowaga	Economic Development
COMM. 10E-13	COUNTY EXECUTIVE	EC Department of Public Works - Response to NYS Department of Transportation - Conditions of County Bridges	Economic Development
COMM. 10E-14	COUNTY EXECUTIVE	EC Correctional Facility - 2008 - Roof Replacement - Architectural/Engineering Fee	Economic Development
COMM. 10E-15	COUNTY EXECUTIVE	EC Highway Building - Facility Survey 2008	Economic Development
COMM. 10E-16	COUNTY EXECUTIVE	Community Development Block Grant - Recovery Act - Grant Agreement with HUD and Sub-Recipient Organizations	Economic Development
COMM. 10E-17	COUNTY EXECUTIVE	ECC - City Campus - Masonry, Roof and Exterior Restoration - North and South Campuses - Elevator Upgrades	Economic Development
COMM. 10E-18	COUNTY EXECUTIVE	Contract with Homeless Alliances of WNY, Inc. - Preparation of the 2010-2014 Consolidated Plan & Annual Action Plan for the EC Community Development Block Grant Consortium and the Town of Hamburg	Economic Development
COMM. 10E-19	COUNTY EXECUTIVE	COMM. 8E-22 - ECSD No. 3 - Contract No. 36	Energy & Environment

COMM. 10E-20	COUNTY EXECUTIVE	Sale Approval - County-Owned Properties - Sold at Public Auction May 6, 2009	Finance & Management
COMM. 10E-21	COUNTY EXECUTIVE	Establish ARRA Senior Aides and Senior Employment Programs Grant Budgets	Health & Human Services
COMM. 10E-22	MARINELLI	Statement Concerning 21st Century Commission Reform Recommendations	Government Affairs
COMM. 10E-23	WHYTE	Concerning Restaurants Displaying Caloric Content	Health & Human Services
COMM. 10E-24	COUNTY EXECUTIVE	Conveyance of a Portion of 462 Grider St. to Community Health Center of Buffalo and Partial Release of Ground Lease Between EC and ECMCC	Health & Human Services

**COMMUNICATIONS FROM THE DEPARTMENTS:**

**REFERENCE:**

COMM. 10D-1	COUNTY ATTORNEY	Transmittal of New Claims Against EC	Government Affairs
COMM. 10D-2	COMMISSIONER, ENVIRONMENT & PLANNING	Letter in Response to Request for Documents Relating the Annual Review of Cultural Funding Requests	Community Enrichment
COMM. 10D-3	MAJORITY COUNSEL, EC LEGISLATURE	Copy of Letter to County Attorney Regarding Request for Documents Relating the Annual Review of Cultural Funding Requests	Community Enrichment
COMM. 10D-4	CHAIR, 21ST CENTURY COMMISSION	Final Report of the Commission	Government Affairs
COMM. 10D-5	CHAIR, 21ST CENTURY COMMISSION	Copy of News Release Concerning Commission Recommendations	Government Affairs
COMM. 10D-6	DEPUTY EC COMPTROLLER	City of Buffalo Cellblock Payments to Erie County	Public Safety
COMM. 10D-7	COUNTY ATTORNEY	Erie County Cultural Resources Advisory Board	Community Enrichment

**COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:**

**REFERENCE:**

COMM. 10M-1	NFTA	NFTA - Notice of Proposed Rulemaking	Economic Development
COMM. 10M-2	NYS DEPT OF HEALTH	Expressing Support Regarding EC Role in WIC Program	Health & Human Services

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COMM. 10M-3	TOWN CLERK, TOWN OF WALES	Copy of Town Board Resolution Opposing the Establishment of a County Planning Board and Supporting the Veto of Local Law Intro 1-1 "The Strategic Development Act"	Energy & Environment
COMM. 10M-4	TOWN CLERK, TOWN OF NORTH COLLINS	Copy of Town Board Resolution Opposing County Planning Board	Energy & Environment
COMM. 10M-5	CITY CLERK, CITY OF LACKAWANNA	Copy of City Council Resolution Dedicating Ridge Road as 'Father Baker Boulevard'	Energy & Environment
COMM. 10M-6	THE AMERICAN COUNCIL OF ENGINEERING COMPANIES OF NY - WESTERN REGION	Copy of Letter to County Executive Regarding Engineering Firms Providing Professional Services to EC	Finance & Management
COMM. 10M-7	DIRECTOR, NEW YORKERS FOR VERIFIED VOTING	Information Regarding Why NY Should Not Keep Lever Voting Machines	Government Affairs

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**ANNOUNCEMENTS:**

**MEMORIAL RESOLUTIONS:**

**ADJOURNMENT:**