



THE ERIE COUNTY LEGISLATURE

Session No. 12

June 21, 2007

Lynn M. Marinelli
Chairperson

Maria R. Whyte
Majority Leader

John J. Mills
Minority Leader

Robert M. Graber
Clerk of the Legislature

ROLL CALL

INVOCATION – Ms. Whyte

PLEDGE OF ALLEGIANCE – Ms. Locklear

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS

| | |
|-----------|--|
| MILLS | Honoring Eagle Scout John T. Holder IV |
| MILLS | Honoring Eagle Scout Donald E. Marks Jr. |
| MILLS | Honoring Eagle Scout Michael Roberts |
| MILLS | Honoring Eagle Scout Curtis Wassum |
| MILLS | Congratulating Corrections Officer John Vikerd |
| MILLS | Congratulating Corrections Officer Ryan Young |
| IANNELLO | Honoring Paul Slauson Upon His Graduation from the Erie County Sheriff's Office Basic Corrections Program |
| MILLS | Congratulating Helen Randall on 50 Years of Membership in the EC Home Bureau |
| MILLS | Congratulating Audrey Ramage on Recreation Award |
| IANNELLO | Proclaiming June 20, 2007 as Regina Schunk Day in Erie County |
| IANNELLO | Honoring Eda V. Quigley on Her 90th Birthday |
| MARINELLI | Honoring Mary Freeman After 37 Years of Dedicated Service to the Erie County Dept. of Youth Services/Detention |
| MARINELLI | Honoring Sharon & Dick Thompson Upon Their 50th Wedding Anniversary |
| KONST | Honoring Justin Ibowicz For His Assistance to His Fellow Man |
| KONST | Honoring John Alan Gerber Upon Reaching the Rank of Eagle Scout |

MILLER-WILLIAMS & GRANT

In Memory of Kevin R. McCarter

WHYTE

Honoring the Black Rock-Assumption Boys and Girls Club and Its 2007 Youth of the Year Deonna Massy

WHYTE

Honoring the Black-Rock-Assumption Boys and Girls Club and Its 2007 Kids of the Year: Jeff Willis and Jalisa Conyers

LOCAL LAWS

REFERENCE

LL INT 4-1
6/12/2006

KONST, IANNELLO &
LOCKLEAR

A Charter Law to Reforming County Government by Limiting the Terms of Office of Elected County Legislators

Government
Affairs

LL INT 5-1
6/16/2006

KONST, IANNELLO &
LOCKLEAR

A Charter Law to Reforming County Government by Limiting the Terms of Office of Elected County Executive

Government
Affairs

LL INT 6-1
7/19/2006

LOCKLEAR, KONST,
RANZENHOFER, MILLS
& WEINSTEIN

A LL Amending Article III of the EC Charter to Redefine the Positions of County Executive and Deputy County Executive in the Spirit of Charter Revision Commission Recommendations

Government
Affairs

LL INT 8-1
9/11/2006

RANZENHOFER,
WEINSTEIN, MILLS

A LL Requiring Businesses to Verify that their Employees are Legally Eligible to be Employed in the USA & EC

Economic
Development

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

Personnel

LL INT. 3-1
3/13/2007

IANNELLO, MARINELLI,
REYNOLDS, KONST &
LOUGHRAN

A LL Amending Article II, Section 202 of the Erie County Charter

Government
Affairs

COMMITTEE REPORTS

REPORT NO. 8

HUMAN SERVICES COMMITTEE

REPORT NO. 10

FINANCE & MANAGEMENT COMMITTEE

REPORT NO. 7

PERSONNEL COMMITTEE

REPORT NO. 7

COMMUNITY ENRICHMENT COMMITTEE

REPORT NO. 11

ECONOMIC DEVELOPMENT COMMITTEE

REPORT NO. 10

ENERGY & ENVIRONMENT COMMITTEE

REPORT NO. 9

GOVERNMENT AFFAIRS COMMITTEE

LEGISLATOR RESOLUTIONS:

REFERENCE

| | | |
|-------------|----------------------------|---|
| INTRO 12-1 | MILLS | In Support of the Designation of the WNY Southtowns Scenic Byway as a NYS Scenic Byway |
| INTRO 12-2 | KONST | Home Rule Request - An Act to Authorize Erie County to Discontinue Use of Certain Lands as Parklands (Assembly) |
| INTRO 12-3 | KONST | Home Rule Request - An Act to Authorize Erie County to Discontinue Use of Certain Lands as Parklands (Senate) |
| INTRO 12-4 | GRANT | Support for Erie County Medical Center Corporation |
| INTRO 12-5 | REYNOLDS | Erie County Forestland Resource Management Proposal |
| INTRO 12-6 | REYNOLDS | Support for Federal Funding Great Lakes Act |
| INTRO 12-7 | IANNELLO, REYNOLDS & KONST | Registering Erie County as an Energy Star County |
| INTRO 12-8 | KENNEDY | Request that the ECIDA Adopt the Framework for Regional Growth |
| INTRO 12-9 | WHYTE | Opposition to Fees for Use of Olmsted Parks |
| INTRO 12-10 | REYNOLDS | Support for Great Lakes Restoration Bill |

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

SUSPENSION OF THE RULES:

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE

| | | | |
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| COMM. 12E-1 | COMPTROLLER | Copy of Letter to ECFSA Chairperson Re: Requesting ECFSA Approval of Erie County RAN Borrowing | Finance & Management |
| COMM. 12E-2 | DISTRICT ATTORNEY | Information Regarding the DA's Office | Public Safety |
| COMM. 12E-3 | KONST | Vote on Intro 10-3 | RFP |
| COMM. 12E-4 | COUNTY EXECUTIVE | Grant Programs - Authorization to Contract | Finance & Management |
| COMM. 12E-5 | COUNTY EXECUTIVE | Resolution to Extend Buffalo Auto Bureau for Five (5) Years | Government Affairs |
| COMM. 12E-6 | COUNTY EXECUTIVE | Elimination of Vacant Court Security Sheriff Positions | Personnel |
| COMM. 12E-7 | COUNTY EXECUTIVE | Funding Needs for Youth Detention Center | |
| COMM. 12E-8 | COUNTY EXECUTIVE | ECMCC | Finance & Management |
| COMM. 12E-9 | COUNTY EXECUTIVE | Jail Management Overtime and Position Adjustments | Personnel |
| COMM. 12E-10 | COUNTY EXECUTIVE | Award of Audit Services - Utilities and Telecommunications | Economic Development |
| COMM. 12E-11 | COUNTY EXECUTIVE | Extension of Agreement with Various Local Municipalities for Snow and Ice Control on County Roads | Economic Development |
| COMM. 12E-12 | COUNTY EXECUTIVE | Appointment of the Director of Probation | Public Safety |

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| COMM. 12E-13 | COUNTY EXECUTIVE | ECSD No. 4 - Vanderbilt Pump/Force Main Evaluation and Overflow Retention Facility Improvements - Bid Opening | Energy & Environment |
| COMM. 12E-14 | COUNTY EXECUTIVE | ECSD No. 4 - Depew Flow Meter/Valve Improvements - Bid Opening | Energy & Environment |
| COMM. 12E-15 | COUNTY EXECUTIVE | ECSD No. 6 - Lackawanna Sewage Treatment Plant - Chlorine Building and Primary Tank Repairs - Bid Opening | Energy & Environment |
| COMM. 12E-16 | COUNTY EXECUTIVE | ECSD No. 8 - East Aurora Collection System Replacement - Bid Opening | Energy & Environment |
| COMM. 12E-17 | COUNTY EXECUTIVE | DEP - Sewerage Management - Computerized Maintenance Management System (CMMS) - Bid Opening | Energy & Environment |
| COMM. 12E-18 | COUNTY EXECUTIVE | ECSD No. 3 - Blasdel Collection System - Bid Opening | Energy & Environment |
| COMM. 12E-19 | COUNTY EXECUTIVE | ECSD No. 1 - Cayuga & Industrial Parkway - Heating and Ventilation Units - Bid Opening | Energy & Environment |
| COMM. 12E-20 | COUNTY EXECUTIVE | ECSD No. 3 - Boston Valley Collection System - Bid Opening | Energy & Environment |
| COMM. 12E-21 | COUNTY EXECUTIVE | ECSD No. 3 - Rush Creek Interceptor - Bid Opening | Energy & Environment |
| COMM. 12E-22 | COUNTY EXECUTIVE | ECSD No. 6 - Holland Ave. - Sewer Replacement - Bid Opening | Energy & Environment |
| COMM. 12E-23 | COUNTY EXECUTIVE | Senior Services - Authorization to Revise the III-B, III-C-1 and III-E Grant Budgets | Human Services |
| COMM. 12E-24 | COUNTY EXECUTIVE | Appointments and Reappointments to Erie County Youth Services Board | Human Services |
| COMM. 12E-25 | COUNTY EXECUTIVE | Appointment/Reappointment to Erie County Council on the Disabled | Human Services |
| COMM. 12E-26 | COUNTY EXECUTIVE | Support for NYS Parks Grant Application | |
| COMM. 12E-27 | COUNTY EXECUTIVE | Social Services - Substance Abuse Collocation Project | Human Services |
| COMM. 12E-28 | COUNTY EXECUTIVE | ECSD No. 3 - Village of Hamburg Collection System - Bid Opening | Energy & Environment |
| COMM. 12E-29 | COUNTY EXECUTIVE | Town of Evans Multi-Use Pathway - Multi-Modal Funding Agreement | Energy & Environment |

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| COMM. 12E-30 | COUNTY EXECUTIVE | Health - HIV Partner Notification - 10/1/06 - 9/30/07 | Health |
| COMM. 12E-31 | COUNTY EXECUTIVE | Health - Lease Agreement for Women, Infants and Children's (WIC) Program Distribution Site | Health |
| COMM. 12E-32 | COUNTY EXECUTIVE | Health - Establishment of a Change Fund | Health |
| COMM. 12E-33 | COUNTY EXECUTIVE | Health - Women's, Infants and Children's Supplemental Food and Nutrition Program 10/1/0 - 9/30/07 | Health |
| COMM. 12E-34 | COUNTY EXECUTIVE | Health - Division of Public Health Laboratories, Epidemiology & Environmental Health - Personnel Adjustment | Personnel |
| COMM. 12E-35 | COUNTY EXECUTIVE | ECSD No. 5 - Replacement of Asbestos Cement Pipe Along Transit Road - Bid Opening | Energy & Environment |
| COMM. 12E-36 | COUNTY EXECUTIVE | ECSD No. 3 - Elimination of Greenmeadow Pump Station - Bid Opening | Energy & Environment |
| COMM. 12E-37 | COUNTY EXECUTIVE | ECSD No. 6 - Kennedy Pump Station Replacement - Bid Opening | Energy & Environment |
| COMM. 12E-38 | COUNTY EXECUTIVE | ECSD No. 3 - Southtowns Wastewater Treatment Plant - Wet Well and Overflow Retention - Facility Improvements | Energy & Environment |
| COMM. 12E-39 | COUNTY EXECUTIVE | ECSD No. 3 - Southtowns Wastewater Treatment Facility - Roof Replacement - Bid Opening | Energy & Environment |
| COMM. 12E-40 | COUNTY EXECUTIVE | ECSD No. 4 - Aurora North/Aurora South - Pump Station Improvements - Bid Opening | Energy & Environment |
| COMM. 12E-41 | COUNTY EXECUTIVE | ECSD No. 2 - Point Breeze Pump Station Improvements - Bid Opening | Energy & Environment |
| COMM. 12E-42 | COUNTY EXECUTIVE | ECSD No. 3 - Southwestern Pump Station Elimination | Energy & Environment |
| COMM. 12E-43 | COUNTY EXECUTIVE | ECSD No. 2 - Sweetland Pump Station Improvements - Bid Opening | Energy & Environment |
| COMM. 12E-44 | COUNTY EXECUTIVE | ECSD No. 2 - Lake Street Pump Station Improvements - Bid Opening | Energy & Environment |
| COMM. 12E-45 | COUNTY EXECUTIVE | ECSD No. 3 - Southtowns Wastewater Treatment Facility - Solids Handling - Bid Opening | Energy & Environment |

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| COMM. 12E-46 | COUNTY EXECUTIVE | ECSD No. 8 - East Aurora - Wastewater Treatment Plant Improvements - Bid Opening | Energy & Environment |
| COMM. 12E-47 | COUNTY EXECUTIVE | ECSD No. 3 - Contract No. 20 - Boston State Road Sanitary Sewer Extension - Bid Opening | Energy & Environment |
| COMM. 12E-48 | COUNTY EXECUTIVE | ECSD No. 6 - Bethlehem Park Pump Station & Collection System Improvements - Bid Opening | Energy & Environment |
| COMM. 12E-49 | COUNTY EXECUTIVE | Health - Personnel Adjustments - Division of Public Health Laboratories - Epidemiology & Environmental Health | Personnel |
| COMM. 12E-50 | COUNTY EXECUTIVE | Senior Services - Authorization to Amend the POE Program Budget | Human Services |
| COMM. 12E-51 | COUNTY EXECUTIVE | Social Services - National Federation for Just Communities - Community Optional Preventive Services Contract | Human Services |
| COMM. 12E-52 | COUNTY EXECUTIVE | District Attorney's Office - Crimes Against Revenue Program Grant - Personnel Change | Personnel |
| COMM. 12E-53 | COUNTY EXECUTIVE | Construction Engineering and Inspection Agreement - Town of Evans Multi-Use Pathway, Federal Aid Project #5756.75 | Economic Development |
| COMM. 12E-54 | COUNTY EXECUTIVE | ECSD No. 3 - Professional Services Agreement with CRA Infrastructure and Engineering, Inc. - Blasdell Sanitary Sewer System - Rehabilitation/Replacement | Energy & Environment |
| COMM. 12E-55 | COUNTY EXECUTIVE | ECSD No. 1 - Contract No. 33 - Flow Chamber and Control Building Installation - Paul J. Gallo Contracting, Inc. | Energy & Environment |
| COMM. 12E-56 | COUNTY EXECUTIVE | ECSD No. 3 - NYSDOT D260519 - US Route 20, Southwestern Blvd., SH 9237 & 9269 - US Route 62 to NY Route 240/277 | Energy & Environment |
| COMM. 12E-57 | COUNTY EXECUTIVE | Contract Extension for the State Indoor Radon Grant (SIRG) 11 Program | Energy & Environment |
| COMM. 12E-58 | SHERIFF | Aviation Reserve Fund Transfer | Public Safety |
| COMM. 12E-59 | SHERIFF | Asset Forfeiture Funded Program SAFS | Public Safety |

| <u>COMMUNICATIONS FROM THE DEPARTMENTS:</u> | | | <u>REFERENCE</u> |
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| COMM. 12D-1 | ENVIRONMENT & PLANNING | SEQR - Village of Hamburg Sanitary Sewer Improvements | Energy & Environment |
| COMM. 12D-2 | SOCIAL SERVICES | Response to Questions Raised Regarding Comm. 11E-16 | Human Services |
| COMM. 12D-3 | COUNTY ATTORNEY | Transmittal of New Claims Against Erie County | Government Affairs |
| COMM. 12D-4 | BUDGET DIRECTOR | Copy of Letter to ECFSA Chair Re: RFP for Tax Lien Sale | Finance & Management |
| COMM. 12D-5 | BECPL | Board of Trustees Agenda for 6/21/07 Meeting | R&F |
| COMM. 12D-6 | ENVIRONMENT & PLANNING | SEQR - Proposed Rules and Regulations for Storm Sewers for ECSD No. 6 | Energy & Environment |
| <u>COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:</u> | | | <u>REFERENCE</u> |
| COMM. 12M-1 | LEGAL AID BUREAU OF BUFFALO | Unaudited 2006 Financial Statements | R&F |
| COMM. 12M-2 | LEGAL AID BUREAU OF BUFFALO | Monthly Reports and Monthly Activity Reports for May 2007 | R&F |
| COMM. 12M-3 | TONAWANDA TOWN BOARD | Copy of Certified Resolution Re: Vacant Property Living Laboratory - Community Development | R&F |
| COMM. 12M-4 | BOSTON TOWN BOARD | Copy of Certified Resolution Re: Oppose Change in Assessment Dates | R&F |
| COMM. 12M-5 | ANGELA P. GEORGI | Funding for Arts and Culture | Community Enrichment |
| COMM. 12M-6 | CORNELL UNIVERSITY COOPERATIVE EXTENSION ERIE COUNTY | Recommendation for Appointment to Cornell Cooperative Extension's Representative on the Erie County Agriculture and Farmland Protection Board | Energy & Environment |
| COMM. 12M-7 | ASSEMBLYMAN MICHAEL COLE | Receipt of Certified Resolution | R&F |
| COMM. 12M-8 | ECIDA | Buffalo Brownfields Redevelopment Fund | Economic Development |
| COMM. 12M-9 | SENATOR VOLKER | Receipt of Certified Resolution | R&F |
| COMM. 12M-10 | FIRE ADVISORY BOARD | Board Minutes | R&F |
| COMM. 12M-11 | NYS DEPT. OF AGRICULTURE & MARKETS | RFP for Farmland Protection Implementation Projects | Energy & Environment |

COMM. 12M-12 ASSEMBLYMAN HOYT Copy of Letter to ECFA Chair Re: R&F
RAN Borrowing

MEMORIAL RESOLUTIONS:

ADJOURNMENT: