



THE ERIE COUNTY LEGISLATURE

Session No. 12

June 24, 2010

Barbara Miller-Williams
Chair

Maria R. Whyte
Majority Leader

John J. Mills
Minority Leader

Robert M. Graber
Clerk of the Legislature

ROLL CALL

INVOCATION – Mr. Loughran

PLEDGE OF ALLEGIANCE – Ms. Whyte

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

KENNEDY	Memorial Resolution for Karen Pawlik
KOZUB	Thanking Father Joseph Bayne for His Considerable Work with Emergency Services & Homeless Youth
DIXON	Honoring Eric Pyne & Urban Valet Cleaners for Cleaning the Prom Dresses for the 1st Annual Prom Dress Drive in District 12
MAZUR	Honoring the Life of Robert Miller
MAZUR	Memorial Resolution Honoring Barbara Rykse
DIXON, RATH, WALTER, FUDOLI, HARDWICK & MILLS	Honoring Booker Edgerson for His Dedication & Contributions to WNY and for His Selection as the 2010 Bills Wall of Fame Inductee
HARDWICK	Honoring the Tonawanda High School Warriors Baseball Team for Winning the Section Six Class B Baseball Title
HARDWICK	Honoring John Inavcic on His Appointment as Chief of Police in the City of Tonawanda
WHYTE	Honoring Chris Brown
FUDOLI	Memorial Resolution Honoring Michael Stoldt
FUDOLI	Recognizing Boy Scout Michael Gerber of Troop 468, for Achieving the Rank of Eagle Scout
FUDOLI	Recognizing Boy Scout Christopher Dorminy of Troop 117, for Achieving the Rank of Eagle Scout
MILLS	Congratulating Ted Gura on His Retirement After Serving 33 Years on the Town of Orchard Park Police Department

MILLS	Congratulating Ernest Matthews on Receiving the Prestigious Fire Service Community Achievement Award
MILLS	Congratulating Sean Hogan on Being Named Orchard Park Boys & Girls Club's Youth of the Year
MARINELLI	Congratulating Nathan Vaughan Bell on His Achievement of the Rank of Eagle Scout
MARINELLI	Congratulating Richard "Dick" Gallagher on His Retirement as the Chief Executive Officer of Alcohol and Drug Dependency Services
MILLER-WILLIAMS	Congratulating Delaine Warring AME Church on Their Founders' Day Celebration
MILLS, DIXON & KOZUB	Honoring Herb Darling on His Quest to Save the Beautiful American Chestnut Tree

LOCAL LAWS:

REFERENCE:

LL INT. 4-1 6/5/2009	KENNEDY	A LL in relation to reducing the size of the Erie County Legislature and changing the term of office for members of the Erie County Legislature	Government Affairs
LL INT. 6-1 6/9/2009	MILLS, RATH & WALTER	A LL in relation to limiting the terms of office of Erie County elected officials	Government Affairs
LL INT. 7-1 6/11/2009	KONST & IANNELLO	A LL to Reform the Erie County Charter by Limiting the Term of Office that an Elected County Legislator Can Hold	Government Affairs
LL INT. 1-1 1/19/2010	MAZUR, WHYTE, KENNEDY & MILLER-WILLIAMS	A LL in relation to requiring chain food service establishments to display calorie content values for menu items	Health & Human Services
LL INT. 2-1 1/25/2010	MARINELLI & WHYTE	A LL in relation to reducing the size of the Erie County Legislature	Government Affairs
LL INT. 3-1 3/23/2010	MARINELLI, WHYTE, GRANT, LOUGHRAN, MILLER-WILLIAMS, MILLS, KENNEDY, MAZUR, BOVE, HARDWICK, DIXON & RATH	A LL Entitled The "Consumer Protection & Law Enforcement Assistance Act"	Public Safety
LL INT. 4-1 4/19/2010	BOVE, MILLER-WILLIAMS, MILLS, KOZUB, KENNEDY & DIXON	A LL Entitled "EC Community Corrections Advisory Board" in Relation to Establishing the Erie County Community Corrections Advisory Board	Public Safety

COMMITTEE REPORTS:

REPORT NO. 5 FINANCE & MANAGEMENT COMMITTEE

REPORT NO. 4 GOVERNMENT AFFAIRS COMMITTEE

REPORT NO. 7 HEALTH & HUMAN SERVICES COMMITTEE

REPORT NO. 5 COMMUNITY ENRICHMENT COMMITTEE

LEGISLATOR RESOLUTIONS:

REFERENCE:

INTRO 12-1 WHYTE & LOUGHRAN Credit Card Fees at the Erie County
Holding Center

INTRO 12-2 MILLER-WILLIAMS,
WHYTE, BOVE, GRANT,
MAZUR, LOUGHRAN,
KOZUB, MARINELLI &
KENNEDY Erie Community College 2010
Appropriation

INTRO 12-3 WHYTE, MARINELLI,
MILLER-WILLIAMS,
KOZUB, KENNEDY,
MAZUR, BOVE &
LOUGHRAN County Employee Early Retirement
Incentive

INTRO 12-4 DIXON, MILLS, RATH,
WALTER & FUDOLI Supporting NYS Senate Bill S.5247,
Which Would Exclude Overtime
Compensation in Pension
Computation

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

SUSPENSION OF THE RULES:

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE:

COMM. 12E-1	COMPTROLLER	Copy of Certificate of Determination	R&F
COMM. 12E-2	MARINELLI	Letter to Clerk of Legislature - Absence From Committee Meetings Held 6/15/2010	R&F
COMM. 12E-3	COUNTY EXECUTIVE	Designation Pursuant to EC Charter Section 304	R&F
COMM. 12E-4	COUNTY EXECUTIVE	Designation Pursuant to EC Charter	R&F
COMM. 12E-5	SHERIFF	Erie County Sheriff's Office - Grant Budget Revision	Public Safety
COMM. 12E-6	MILLER-WILLIAMS	Letter to County Executive Concerning Mid-Year Budget Hearings	Finance & Management
COMM. 12E-7	COMPTROLLER	Copy of Certificate of Determination	R&F
COMM. 12E-8	WHYTE	Letter to President & CEO of Kaleida Health Concerning Proposed Closure of the Wettlaufer Eye Clinic at Buffalo General Hospital	Health & Human Services
COMM. 12E-9	COUNTY EXECUTIVE	Construction Contract/Services - Replacement of Duerr Rd. Bridge - Town of Orchard Park	
COMM. 12E-10	COUNTY EXECUTIVE	Construction Contract/Design & Inspection Services - Replacement of Alden-Crittenden Rd. Bridge - Town of Alden	

COMM. 12E-11	COUNTY EXECUTIVE	Construction Contract/Design & Inspection Services - Replacement of Burdick Rd. Bridge - Town of Newstead	
COMM. 12E-12	COUNTY EXECUTIVE	Construction Contract/Services - Replacement of Center St. Culvert - Town of Aurora	
COMM. 12E-13	COUNTY EXECUTIVE	Appointment to Erie County Traffic Safety Advisory Board	Public Safety
COMM. 12E-14	COUNTY EXECUTIVE	Appointment to Erie Community College Board of Trustees	Community Enrichment
COMM. 12E-15	COUNTY EXECUTIVE	State Aid for Snowmobile Development - 2009-2010	Energy & Environment
COMM. 12E-16	COUNTY EXECUTIVE	Buffalo & Erie County Botanical Gardens - Foundation Restoration & Exterior Repairs at Houses #2 & #3	Energy & Environment
COMM. 12E-17	COUNTY EXECUTIVE	ECSD No. 6 - Engineer Term Agreement - DiDonato Associates	Energy & Environment
COMM. 12E-18	COUNTY EXECUTIVE	Lead Poisoning Primary Prevention - Pilot Program Grant	Health & Human Services
COMM. 12E-19	COUNTY EXECUTIVE	Komen for the Cure	Health & Human Services
COMM. 12E-20	COUNTY EXECUTIVE	Extension of Agreement with Various Local Municipalities for Snow & Ice Control on County Roads	Economic Development
COMM. 12E-21	COUNTY EXECUTIVE	Establish New Freedom Program Grant Budget	Health & Human Services
COMM. 12E-22	COUNTY EXECUTIVE	Contracts Related to Preparation of an EC Agricultural Farmland Protection Plan	Energy & Environment
COMM. 12E-23	COUNTY EXECUTIVE	Ralph Wilson Stadium - 2010 - Phase III - Miscellaneous Improvements	Economic Development
COMM. 12E-24	COUNTY EXECUTIVE	Old County Hall - Clock Tower Roof & Window Replacement	Economic Development
COMM. 12E-25	COUNTY EXECUTIVE	ECC City Campus - Burt Flickinger Athletic Facility - Roof Replacement & HVAC Upgrade	Economic Development
COMM. 12E-26	COUNTY EXECUTIVE	ECC North & South Campuses - Elevator Safety Upgrades	Economic Development
COMM. 12E-27	COUNTY EXECUTIVE	Reallocation of Bond Proceeds - Erie Canal Harbor - Memorial Auditorium Demolition & Site Preparation	Economic Development

COMM. 12E-28	COUNTY EXECUTIVE	Erie County Records Storage Center	Government Affairs
COMM. 12E-29	COUNTY EXECUTIVE	ECSD No. 4 - Professional Services Agreement with CRA Infrastructure & Engineering, Inc. - Vanderbilt Pumping Station, Depew Pumping Station & Overflow Retention Facility Upgrades - Change Order No. 3	Energy & Environment

COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE:

COMM. 12D-1	COUNTY ATTORNEY	Transmittal of New Claim Against EC	Government Affairs
COMM. 12D-2	COUNTY ATTORNEY	Transmittal of New Claims Against EC	Government Affairs
COMM. 12D-3	COMMISSIONER OF ENVIRONMENT & PLANNING	State Environmental Quality Review Negative Declaration - 119 Ellicott Rd., West Falls, NY	Energy & Environment
COMM. 12D-4	COMMISSIONER OF ENVIRONMENT & PLANNING	State Environmental Quality Review Negative Declaration - 9125 Sibley Rd., E. Concord, NY	Energy & Environment
COMM. 12D-5	DEPUTY COMPTROLLER - AUDIT & CONTROL	Review of Fire Protection Within Erie County	Public Safety
COMM. 12D-6	MEDICAL DIRECTOR	Agenda Items for Board of Health Meeting to be Held 7/15/10	Health & Human Services
COMM. 12D-7	DIRECTOR OF BUDGET & MANAGEMENT	Letter to Legislature Concerning FMAP Funding	Finance & Management
COMM. 12D-8	DIRECTOR OF BUDGET & MANAGEMENT	Letter to Legislature Concerning 2009 Year-End Results Requested by the Finance & Management Committee	Finance & Management

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:

REFERENCE:

COMM. 12M-1	INTERCOUNTY ASSOC. OF WNY	Agenda Items for Meeting Held 6/18/10	Government Affairs
COMM. 12M-2	NYS DEC - DIVISION OF FISH, WILDLIFE & MARINE RESOURCES, REGION 9	Region 9 Fish & Wildlife Monthly Highlights, 3/16 to 4/15	Energy & Environment
COMM. 12M-3	PARTNERSHIP FOR THE PUBLIC GOOD	Testimony of Megan Connelly for the Energy & Environment Committee, Concerning EC Sustainability Planning: Urgent Need, Great Benefits	Energy & Environment

COMM. 12M-4	BUFFALO & EC PUBLIC LIBRARY	Agenda Items for Meeting Held 6/17/2010	Community Enrichment
COMM. 12M-5	CHEEKTOWAGA SUPERVISOR HOLTZ	Letter to Legislature Expressing Appreciation for Storm Sewer Construction Project	Energy & Environment
COMM. 12M-6	NYS DEC	Fact Sheet Concerning Environmental Investigation & Cleanup Alternatives at Former Buffalo China Site (Brownfield Cleanup Program)	Energy & Environment
COMM. 12M-7	NYS FISH & WILDLIFE MANAGEMENT BOARD	Region 9 FWMA Board Meeting Minutes for 6/3/10	Energy & Environment
COMM. 12M-8	ECFSA CHAIR	Letter to Chair Miller-Williams Concerning Six-Year Summary of ECFSA Accomplishments	Finance & Management
COMM. 12M-9	CONGRESSWOMAN SLAUGHTER	Copy of Letter to County Executive Concerning American Recovery & Reinvestment Act Medicaid Funding	Finance & Management

ANNOUNCEMENTS:

MEMORIAL RESOLUTIONS:

ADJOURNMENT: