



THE ERIE COUNTY LEGISLATURE

Session No. 19

October 2, 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 – Ms. Konst

PLEDGE OF ALLEGIANCE – Ms. Whyte

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

IANNELLO	Honoring the Memory of Barbara Chattam
IANNELLO	Congratulating Geraldine H. Simmons on Her 90th Birthday
IANNELLO	Congratulating Leonard Neaman on His 70 Years of Dedicated Volunteer Service with the National Hose Fire Company
IANNELLO	Congratulating Phyllis Gentner for Receiving the Tonawanda News 2008 Women of Distinction Award
IANNELLO	Congratulating Cindy Young for Receiving the Tonawanda News 2008 Women of Distinction Award
IANNELLO	Congratulating Maria Angelova for Receiving the Tonawanda News 2008 Women of Distinction Award
IANNELLO	Congratulating Donna Burgio for Receiving the Tonawanda News 2008 Women of Distinction Award
IANNELLO	Congratulating Betty Saltarelli for Receiving the Tonawanda News 2008 Women of Distinction Award
IANNELLO	Congratulating Melissa Brinson for Receiving the Tonawanda News 2008 Women of Distinction Award
IANNELLO	Congratulating Joyce Santiago for Receiving the Tonawanda News 2008 Women of Distinction Award
IANNELLO	Congratulating Linda Foels for Receiving the Tonawanda News 2008 Women of Distinction Award
IANNELLO	Congratulating Diane Krause for Receiving the Tonawanda News 2008 Women of Distinction Award

IANNELLO	Congratulating Judy Reitz for Receiving the Tonawanda News 2008 Women of Distinction Award
IANNELLO	Congratulating Barbara Tucker for Receiving the Tonawanda News 2008 Women of Distinction Award
MILLS	Recognizing Lee Ainsworth-Mahaney's 30 Years of Service to the Buffalo & Erie County Public Libraries
MARINELLI & MILLER-WILLIAMS	Celebrating the 100th Anniversary of the Milk-Bone Dog Biscuit, Made in Buffalo and Enjoyed Around the World
MILLER-WILLIAMS	Honoring Locust Street Neighborhood Art Classes, Inc. Upon 50 Years of Service to the Residents of Erie County
MILLER-WILLIAMS	Honoring Buffalo Olmsted Parks Conservancy New Operations Director John Bry
WHYTE	Honoring Hispanics United for Buffalo's Hispanic Celebration Dinner, Saturday, October 11, 2008
REYNOLDS	Recognizing the Week of October 5-11 as Cornell Cooperative Extension and National 4-H Week in Erie County and the United States
KONST	Congratulating Jonathan Graham for His Dedication to the Community
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KONST	Congratulating Spencer Repka for His Dedication to the Community
KONST	Congratulating Kristofer Bystrak for His Dedication to the Community

LOCAL LAWS:

REFERENCE:

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	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

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
LL INT. 3-2 4/4/2008	IANNELLO, KONST, REYNOLDS, MILLS, GRANT & LOUGHRAN	Tax Payer Protection Law	Government Affairs
LL INT. 5-1 6/10/2008	MILLS	A Local Law 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

COMMITTEE REPORTS:

REPORT NO. 14 HEALTH & HUMAN SERVICES COMMITTEE

REPORT NO. 12 COMMUNITY ENRICHMENT COMMITTEE

REPORT NO. 10 ENERGY & ENVIRONMENT COMMITTEE

REPORT NO. 11 FINANCE & MANAGEMENT COMMITTEE

REPORT NO. 14 ECONOMIC DEVELOPMENT COMMITTEE

REPORT NO. 9 PUBLIC SAFETY COMMITTEE

LEGISLATOR RESOLUTIONS:

REFERENCE:

INTRO 19-1	MILLS	NYS Installing a Traffic Signal at North Buffalo Road and New Taylor Road (County Road #177)
INTRO 19-2	MAZUR, MILLER- WILLIAMS & GRANT	Encouraging Adults in EC to Obtain Immunizations
INTRO 19-3	REYNOLDS, MARINELLI, WHYTE, KOZUB, KENNEDY, GRANT, MAZUR, IANNELLO & LOUGHRAN	Taking Advantage of a Rails-to-Trails Opportunity in Southern Erie County

INTRO 19-4	MARINELLI, WHYTE, KOZUB, MILLS, MILLER- WILLIAMS, KONST, RATH, KENNEDY, GRANT, MAZUR, IANNELLO, REYNOLDS & LOUGHRAN	Requesting County Attorney to Draft Local Law Authorizing Limited Exemption Real Property Taxes for Cold War Veterans
INTRO 19-5	IANNELLO, MARINELLI, WHYTE, MILLS, KOZUB, KENNEDY, MILLER- WILLIAMS, KONST, GRANT, MAZUR, REYNOLDS & LOUGHRAN	Recognizing October as Domestic Violence Awareness Month
INTRO 19-6	MILLS & RATH	Opposing the Consolidation of the Function of Local Registrars of Vital Statistics
INTRO 19-7	MARINELLI, WHYTE, MAZUR, REYNOLDS, IANNELLO, GRANT, KENNEDY, LOUGHRAN & KOZUB	The Historical Value of Lead Inspection Records

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

SUSPENSION OF THE RULES:

<u>COMMUNICATIONS FROM ELECTED OFFICIALS:</u>			<u>REFERENCE:</u>
COMM. 19E-1	COMPTROLLER	EC Cash Position - Need for Expeditious Closing of RAN	Finance & Management
COMM. 19E-2	COMPTROLLER	Audit of Department of Senior Services - Protective Services for Adults Program and Unit	Health & Human Services
COMM. 19E-3	KENNEDY	Remarks to NYS DOL Pertaining to the NYS Apprenticeship Law (9/23/2008)	Economic Development
COMM. 19E-4	KONST	Proposed Schedule for Handling of 2009 Budget	RFP
COMM. 19E-5	MILLS	Appointment to Citizens' Budget Review Commission	
COMM. 19E-6	MILLS	Recommendation for Reappointment to EC Bar Association Aid to Indigent Prisoners Society Inc. Assigned Counsel Program Board of Directors	RFP
COMM. 19E-7	KENNEDY	Letter to Majority Counsel Requesting Legal Opinion	R&F
COMM. 19E-8	COMPTROLLER	Letter to ECFSA Requesting Authorization to Issue RAN	Finance & Management
COMM. 19E-9	REYNOLDS	Availability of Grant Funds for County Agricultural and Farmland Protection Plan Development	Energy & Environment
COMM. 19E-10	COMPTROLLER	Certificate of Determination Relative to \$75 Million RAN	Finance & Management
COMM. 19E-11	COUNTY EXECUTIVE	ECSD No. 2 - Stearns & Wheler LLC - Engineering Services Contract Close Out	Energy & Environment
COMM. 19E-12	COUNTY EXECUTIVE	Request Authorization to Accept Efficiency Grant Funds - Six Sigma Implementation	
COMM. 19E-13	COUNTY EXECUTIVE	Request Authorization to Accept Efficiency Grant Funds - Space Utilization Implementation Staffing	
COMM. 19E-14	COUNTY EXECUTIVE	Amend Elder Caregiver Support III-E and POE Budgets	Health & Human Services
COMM. 19E-15	COUNTY EXECUTIVE	Amend Congregate Dining III-C-1, Home Delivered Meals III-C-2, and SNAP Grant Budgets	Health & Human Services
COMM. 19E-16	COUNTY EXECUTIVE	Projected Fuel Shortage	
COMM. 19E-17	COUNTY EXECUTIVE	Fund Transfer for Olmsted Contractual Payment	Energy & Environment

COMM. 19E-18	COUNTY EXECUTIVE	DSS - The Bonadio Group Contract Expansion	Health & Human Services
COMM. 19E-19	COUNTY EXECUTIVE	Appointment of Acting Commissioner of Probation	Public Safety
COMM. 19E-20	COUNTY CLERK, COUNTY EXECUTIVE & MARINELLI	Appointment to the Records Commission	
COMM. 19E-21	MARINELLI	Appointment to the Citizens' Budget Review Commission	
COMM. 19E-22	SHERIFF	EC Sheriff's Office - Registered Nurses Payscale	Public Safety
COMM. 19E-23	SHERIFF	EC Sheriff's Office - Budgetary Adjustments	

COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE:

COMM. 19D-1	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	Government Affairs
COMM. 19D-2	REAL PROPERTY TAX SERVICES	Open Item - Finance & Management Committee	Finance & Management
COMM. 19D-3	BOARD OF ELECTIONS	Reminder of Last Day to Transmit Items for General Election	R&F

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:

REFERENCE:

COMM. 19M-1	TOWN OF CONCORD	Resolution in Opposition of Consolidating Local Registrars of Vital Statistics	Health & Human Services
COMM. 19M-2	CONGRESSMEMBER LOUISE SLAUGHTER	Letter in Support of Sherwood Greenway Path Project	Energy & Environment
COMM. 19M-3	TOWN OF LANCASTER	Resolution in Opposition of Consolidating Local Registrars of Vital Statistics	Health & Human Services
COMM. 19M-4	NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION	NYS Fish, Wildlife & Marine Resource Goals for 2010 - 7/15/2008-8/15/2008	Energy & Environment
COMM. 19M-5	NYS FISH & WILDLIFE MANAGEMENT BOARD	Region 9 FWMA Board Meeting Minutes for September 4, 2008	Energy & Environment
COMM. 19M-6	TOWN OF ELMA	Resolution in Opposition of Consolidating Local Registrars of Vital Statistics	Health & Human Services

COMM. 19M-7	NYS BOARD OF REAL PROPERTY SERVICES	Certification of County Equalization Rates for 2008 Assessment Rolls for Municipalities in EC	Finance & Management
COMM. 19M-8	NYS COMPTROLLER	Letter to EC Board of Elections Concerning Selection for Examination by NYS Comptroller	Government Affairs
COMM. 19M-9	ERIE COUNTY REPUBLICAN COMMITTEE	Election Commissioner Certification	RFP
COMM. 19M-10	ERIE COUNTY DEMOCRATIC COMMITTEE	Election Commissioner Certification	RFP
COMM. 19M-11	COLUCCI & GALLAHER, PC	ECMCC Board of Directors Meeting Minutes for Meeting Held 9/25/2008	Health & Human Services
COMM. 19M-12	TOWN OF WEST SENECA	Resolution in Opposition of Consolidating Local Registrars of Vital Statistics	Health & Human Services
COMM. 19M-13	NFTA	NFTA Board Minutes for Meeting Held on August 25, 2008	Economic Development
COMM. 19M-14	TOWN OF CLARENCE	Resolution in Opposition of Consolidating Local Registrars of Vital Statistics	Health & Human Services
COMM. 19M-15	BUFFALO PLACE	2009 Mall District Special Charge Levy	Finance & Management

ANNOUNCEMENTS:

MEMORIAL RESOLUTIONS:

ADJOURNMENT: