



# THE ERIE COUNTY LEGISLATURE

Session No. 19

October 8, 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. Terranova

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PLEDGE OF ALLEGIANCE – Ms. Whyte

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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:

KENNEDY	Recognizing Buffalo Sabres Player Tim Kennedy
WHYTE	Recognizing Friday, October 9, 2009 as Latino AIDS Awareness Day
MAZUR	Remembering the Life of Rev. Msgr. John C. Weimer
WALTER	Recognizing and Applauding the Clarence Community and Schools Federal Credit Union for Its 55 Years of Service to the Clarence Community
WALTER	Recognizing and Applauding The Brothers of Mercy for Their 85 Years of Dedication and Service to the Wellness and Spiritual Needs of the Elderly of WNY
IANNELLO	A Proclamation Congratulating the American Legion Band, Tonawanda Post 264, for Winning the National Championship for the 16th Time
IANNELLO	Congratulating Christopher Ernst for Achieving the Rank of Eagle Scout
IANNELLO	Congratulating Lorenda D. Williams for Being Elected to the Canisius College Alumni Association Board of Directors
IANNELLO	Memorial Resolution for Ruth M. Lilac
MILLER-WILLIAMS	Commemorating October as Breast Cancer Awareness Month
KENNEDY	Honoring Newly Commissioned Eucharistic Ministers from Bishop Timon St. Jude High School

**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
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. 5-1 6/9/2009	MILLS, RATH & WALTER	A LL in relation to reducing the size 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. 9-1 7/06/2009	LOUGHRAN	A LL in relation to reducing the size of the Erie County Legislature	Government Affairs
LL INT. 10-1 8/06/2009	WROBLEWSKI & KENNEDY	A LL establishing Anti-Texting and/or Twittering While Driving Law	Public Safety

**COMMITTEE REPORTS:**

REPORT NO. 12 ENERGY & ENVIRONMENT COMMITTEE

REPORT NO. 12 HEALTH & HUMAN SERVICES COMMITTEE

REPORT NO. 12 COMMUNITY ENRICHMENT COMMITTEE

REPORT NO. 12 ECONOMIC DEVELOPMENT COMMITTEE

REPORT NO. 10 PUBLIC SAFETY COMMITTEE

REPORT NO. 11 GOVERNMENT AFFAIRS COMMITTEE

**LEGISLATOR RESOLUTIONS:**

**REFERENCE:**

INTRO 19-1	MARINELLI & GRANT	Buffalo Niagara Convention & Visitors Bureau Re-designation as Authorized Tourism Promotion Agency for Eric County
INTRO 19-2	IANNELLO & MAZUR	Expressing Support for NYS Bills A.765/S.2948 Regarding the Practice of Certified Nurse Practitioners
INTRO 19-3	REYNOLDS	Urging the Federal Government to Implement Immediate Actions to Help Relieve the Fiscal Crisis in the Dairy Industry
INTRO 19-4	KENNEDY	CPR Certification and AED Training for Teachers & School Personnel
INTRO 19-5	RATH, MILLS & WALTER	Calling Upon NYS to Approve A. 9157 and S. 6156, the "People's Convention to Reform New York Act"
INTRO 19-6	TERRANOVA	Urging Congress to Pass the "Senior Investors Protections Enhancement Act"
INTRO 19-7	IANNELLO	A Resolution to Amend the EC Legislature Rules of Order to Establish Evening Sessions of the EC Legislature

**COMMUNICATIONS DISCHARGED FROM COMMITTEE:**

**SUSPENSION OF THE RULES:**

**COMMUNICATIONS FROM ELECTED OFFICIALS:**

**REFERENCE:**

COMM. 19E-1	MARINELLI	Copy of Letter to County Executive Concerning 2010 Budget Concerns Voiced by District 11 Constituents	Finance & Management
COMM. 19E-2	WHYTE	Copy of Buffalo Police Complaint Summary Report	Public Safety
COMM. 19E-3	MARINELLI	Appointment of Legislator Timothy M. Wroblewski to Serve as a Member of the Finance & Management/Budget Committee	RFP
COMM. 19E-4	MARINELLI	Appointment of Legislator Raymond W. Walter to Serve as a Member of the Finance & Management/Budget Committee	RFP
COMM. 19E-5	COMPTROLLER	New Intergovernmental Transfer/Disproportionate Share Payment to NYS	Health & Human Services
COMM. 19E-6	COMPTROLLER	Copy of Letter to EC Legislature Regarding 2010 Revenue & Expenditure Estimates and 2010 Budget	Finance & Management
COMM. 19E-7	COUNTY EXECUTIVE	2010 Tentative Budget	
COMM. 19E-8	COUNTY EXECUTIVE	Ralph Wilson Stadium - 2009 - Miscellaneous Improvements – Phase 4	
COMM. 19E-9	COUNTY EXECUTIVE	Request Authorization to Accept Efficiency Grant Funds - Tax Map Conversion Project	Finance & Management
COMM. 19E-10	COUNTY EXECUTIVE	ECDS #3 and #6 - Energy Performance Contract - Change Order No. 1	Energy & Environment
COMM. 19E-11	COUNTY EXECUTIVE	Request Authorization to Accept Efficiency Grant Funds - Thin Client Technology	Government Affairs
COMM. 19E-12	COUNTY EXECUTIVE	Board of Elections - HAVA Reimbursement	
COMM. 19E-13	COUNTY EXECUTIVE	Amendment to COMM. 17E-29 (2009)	
COMM. 19E-14	COUNTY EXECUTIVE	RAN Declaration of Need and Resolution	
COMM. 19E-15	COUNTY EXECUTIVE	Novel H1N1 Influenza Phase III Mass Immunization Funding and City Readiness Initiative	

COMM. 19E-16	IANNELLO	Copy of Letter Regarding the Creation of a Regional Girls' Varsity Ice Hockey League	Community Enrichment
COMM. 19E-17	GRANT	Memo: Referral of Citizen Concerns Regarding the EC Holding Center and EC Correctional Facility	Public Safety
COMM. 19E-18	COMPROLLER	Federal Financial Assistance Audit Report for the Year Ended 12/31/08	Health & Human Services

**COMMUNICATIONS FROM THE DEPARTMENTS:**

**REFERENCE:**

COMM. 19D-1	COMPROLLER'S OFFICE	Letter Regarding Initiation of EC Comptroller Audit - Change Orders, Contingencies and Related Cost Factors on Road/Highway and Bridge Contracts	Economic Development
COMM. 19D-2	COMPROLLER'S OFFICE	EC Dept. of Personnel Audit of Payroll Transactions - for Period 1/1/07 - 12/31/08	Government Affairs
COMM. 19D-3	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	Government Affairs
COMM. 19D-4	VETERANS' SERVICE AGENCY DIRECTOR	Copy of Statement on the Value of Establishing Veterans' Courts	Health & Human Services
COMM. 19D-5	INTERGOVERNMENTAL AFFAIRS DIRECTOR	County Historian's Report for September 2009	Community Enrichment

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

**REFERENCE:**

COMM. 19M-1	NYSDEC	Fact Sheet - Brownfield Cleanup Program - Notification for Public Comments	Energy & Environment
COMM. 19M-2	ERIE COUNTY PROBATION OFFICERS' ASSOC.	Copy of Letter to County Executive Expressing Appreciation for Filling Probation Officer Vacancies	Public Safety
COMM. 19M-3	GOVERNOR PATERSON	Acknowledgement of Receipt of Certified Resolution	R&F
COMM. 19M-4	ECFSA	Copy of Resolution - Commenting on and Approving the Issuance of Revenue Anticipation Notes by ECFSA	Finance & Management
COMM. 19M-5	NIAGARA COUNTY LEGISLATURE	Copy of Resolution - Opposition to NYS Fee for License Plates & Calling on NYS Public Service Commission to Reject NYSEG Rate Increase	Government Affairs
COMM. 19M-6	NUTRITION PROGRAM FOR WOMEN, INFANTS AND CHILDREN (WIC)	2009 WIC Locations Erie County	Health & Human Services

COMM. 19M-7	ALLEGANY COUNTY LEGISLATURE	Copy of Resolution - Opposing Various Proposed Anti-Gun Owner Legislation in NYS	Government Affairs
COMM. 19M-8	ECIDA	Letter Requesting Confirmation of Attendance at Meeting to be Held 10/19/2009	R&F
COMM. 19M-9	NIAGARA ERIE REGIONAL COALITION	Agenda Items for Meeting Held 10/2/09, and Minutes from Meeting Held 3/27/09	Community Enrichment
COMM. 19M-10	NYS BOARD OF REAL PROPERTY SERVICES	Final Certificate of County Equalization Rates for 2009 Assessment Rolls for Municipalities in EC	Finance & Management
COMM. 19M-11	NYS BOARD OF REAL PROPERTY SERVICES	List of Certified 2009 Class Equalization Rates	Finance & Management
COMM. 19M-12	THE BUFFALO PRISONERS' ABUSE PROJECT	Resolution Regarding EC Holding Center and EC Correctional Facility	Public Safety
COMM. 19M-13	NFTA	Agenda Items & Minutes from NFTA Board Meeting Held 8/24/09	Economic Development
COMM. 19M-14	MICROBIZ BUFFALO	Copy of Letter to County Executive Requesting Funding to Benefit EC's Entrepreneurs and Microbusiness Owners	Economic Development
COMM. 19M-15	ERIE CANAL HARBOR DEVELOPMENT CORP.	Draft Generic Environmental Impact Statement - Canal Side Project	Economic Development

**ANNOUNCEMENTS:**

**MEMORIAL RESOLUTIONS:**

**ADJOURNMENT:**