



# THE ERIE COUNTY LEGISLATURE

Session No. 24  
December 9, 2010

Barbara Miller-Williams  
*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. Bove

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PLEDGE OF ALLEGIANCE – Mr. Rath

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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:

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MAZUR Honoring the Memory of Anne E. Jackson

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MAZUR In Remembrance of Jean M. Full

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MAZUR In Memory of Irene D. Petruniak

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HARDWICK Honoring Robert Rumpl for His Service as Scoutmaster to Troop No. 37

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HARDWICK Honoring Carol Zimmerman for Her Dedication to Drums4Health & the Veterans of WNY

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HARDWICK Honoring Kayla Gray for Her Accomplishments in Gymnastics as a Level 10 Gymnast & Receiving a Full Scholarship to University of New Hampshire

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HARDWICK Honoring the Grand Island Boys Cross Country Team for Winning the Section VI Class A Title

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HARDWICK Honoring the Grand Island Girls Soccer Team for Winning the Section VI Class A Title

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HARDWICK Honoring Bradley Steiger for 45 Years as Announcer for the American Legion Band of the Tonawandas

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HARDWICK Honoring Hofert Jewelers on Their 81st Anniversary

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HARDWICK Congratulating National Regional Theatre Guild Moving to its New Location

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HARDWICK Honoring Katherine Miller as the Metro-Source October Student of the Month at Kenmore West High School

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MAZUR	Congratulating Dr. David Dean on His Retirement from 54 Years as a Physician
MAZUR	In Remembrance of Marianne C. Whiting
RATH	Congratulating Ed Knibloe on Becoming an Eagle Scout
DIXON	Honoring United States Army Staff Sergeant John Bellissimo for Receiving the Bronze Star Medal for Meritorious Service
MILLS & DIXON	Honoring Lynn Ottoway for Receiving the 2010 International Multisensory Structured Language Education Council's Award
HARDWICK	Congratulating Delanie Grosskopf on Finishing as Runner Up in the NFL Punt, Pass & Kick Championship
HARDWICK	Congratulating The Zonta Club of Kenmore on its 85th Anniversary
RATH	Congratulating Asbury Pointe on Their 10th Anniversary
MILLS	Congratulating Walt & Marty McLaughlin, Coaches of the East Aurora High School Boys & Girls Cross Country Teams Respectively, in Winning Dual NYS Championships

**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

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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
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**COMMITTEE REPORTS:**

REPORT NO. 8 COMMUNITY ENRICHMENT COMMITTEE

**LEGISLATOR RESOLUTIONS:**

**REFERENCE:**

INTRO 24-1	MILLER-WILLIAMS, KOZUB, BOVE & RATH	Urging Our State Legislators to Support the Transition of Medicaid Administration from NY Counties to NYS
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INTRO 24-2	BOVE, MILLER- WILLIAMS, MILLS, KOZUB, GRANT, HARDWICK, MARINELLI, DIXON, LOUGHRAN & RATH	Requesting Officals Appear Before Public Safety Committee Concerning Stranded Motorists on Thruway During Recent Snowstorm
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**COMMUNICATIONS DISCHARGED FROM COMMITTEE:**

**SUSPENSION OF THE RULES:**

<b><u>COMMUNICATIONS FROM ELECTED OFFICIALS:</u></b>			<b><u>REFERENCE:</u></b>
COMM. 24E-1	WHYTE	Article Entitled "Think Small to Plant Seeds of Job Growth"	Economic Development
COMM. 24E-2	COMPTROLLER	EC 2009 Comprehensive Annual Financial Report for the Year Ended 12/31/2009	Finance & Management
COMM. 24E-3	COMPTROLLER	Copy of EC Supplement to the Comprehensive Annual Financial Report for the Year Ended 12/31/2009	Finance & Management
COMM. 24E-4	COUNTY EXECUTIVE	Authorization for the Buffalo & EC Industrial Land Development Corporation (ILDC) to Issue Bonds	Economic Development
COMM. 24E-5	COUNTY EXECUTIVE	Federal Aid Project Agreement - NYSDOT for Sherwood Greenway Multi-Use Trail - Right-of-Way Phase - Town of Tonawanda	Economic Development
COMM. 24E-6	COUNTY EXECUTIVE	Employee Subsidized Wage Stimulus Grant	Government Affairs
COMM. 24E-7	COUNTY EXECUTIVE	Request for Proposals - Division of Sewerage Management Construction Inspection Services	Energy & Environment
COMM. 24E-8	COUNTY EXECUTIVE	Supplemental Agreement with NYSDOT & Related Change Orders for Construction & Construction Engineering & Inspection Services for Reconstruction of Wehrle Drive - Town of Amherst	Economic Development
COMM. 24E-9	COUNTY EXECUTIVE	Revisions to Primary Prevention of Lead Poisoning Grant 10/1/10 - 9/30/11	Health & Human Services
COMM. 24E-10	COUNTY EXECUTIVE	Public Health Preparedness/Response to Bioterrorism 8/10/11 - 8/9/12	Health & Human Services
COMM. 24E-11	MILLER-WILLIAMS	Letter to Clerk of Legislature Concerning Cancellation & Rescheduling of Session No. 24	RFP
COMM. 24E-12	MILLER-WILLIAMS	Letter to Clerk of Legislature of Updating 2010 Schedule of Legislative Sessions	RFP
COMM. 24E-13	MILLER-WILLIAMS	Letter to Clerk of Legislature Updating 2010 Schedule of Legislature Sessions, Invocation & Pledge Schedule	RFP
COMM. 24E-14	DIXON	Letter to Clerk of Legislature Regarding Notice of Absence from Session to be Held 12/9/10	RFP

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COMM. 24E-15	COUNTY EXECUTIVE	Acceptance of NYS Unified Court System F.A.C.T. Program & Erie Juvenile Treatment Court Grants	
COMM. 24E-16	COUNTY EXECUTIVE	Transportation Improvement Project - ECC Four Campus Locations - Towns of Amherst, Hamburg & Orchard Park	Community Enrichment
COMM. 24E-17	COUNTY EXECUTIVE	Engineering Services for the Design of Reconstruction/Rehabilitation of Penora Street - Town of Lancaster	Economic Development
COMM. 24E-18	COUNTY EXECUTIVE	Supplemental Agreement with NYSDOT - Harris Hill Road Intersections at Wehrle Drive & Pleasant View Drive - Towns of Clarence & Lancaster	Economic Development
COMM. 24E-19	COUNTY EXECUTIVE	Amend III-B Grant Budget	Health & Human Services
COMM. 24E-20	COUNTY EXECUTIVE	Revise EISEP Grant	Health & Human Services
COMM. 24E-21	COUNTY EXECUTIVE	Section 520 Exemption for 2011	Finance & Management
COMM. 24E-22	COUNTY EXECUTIVE	EC Division of Sewerage Management - NYS Archives Grant	Energy & Environment
COMM. 24E-23	COUNTY EXECUTIVE	EC Holding Center - Transfer of Funds for Sick Call Rooms & Washers' & Dryers' Installation Projects	Public Safety
COMM. 24E-24	COUNTY EXECUTIVE	Engineering Design Supplemental Agreement with NYSDOT for Intersection Reconstruction & Signal Replacement, Colvin Boulevard at Highland Avenue - Town of Tonawanda	Economic Development
COMM. 24E-25	COUNTY EXECUTIVE	Redistribution of Funds within the Highway Division	Economic Development
COMM. 24E-26	COUNTY EXECUTIVE	Supplemental Agreement within NYSDOT for Design, Right-of-Way Incidentals & Acquisition Services, Construction & Construction Inspection Services for the Cemetary Road Bridge Replacement - Town of Lancaster	Economic Development
COMM. 24E-27	COUNTY EXECUTIVE	Youth Bureau Contract Increases	Health & Human Services

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**COMMUNICATIONS FROM THE DEPARTMENTS:**

**REFERENCE:**

COMM. 24D-1	COUNTY ATTORNEY	Transmittal of New Claims Against EC	Government Affairs
COMM. 24D-2	COUNTY ATTORNEY	Local Law No. 1 - 2010 - A Local Law Reducing the Size of the EC Legislature - Filing Notification	R&F
COMM. 24D-3	COUNTY ATTORNEY	Transmittal of New Claims Against EC	Government Affairs
COMM. 24D-4	CLERK OF COMMUNITY ENRICHMENT COMMITTEE	Sign-In Sheet for Community Enrichment Meeting Held 11/16/2010	R&F
COMM. 24D-5	COUNTY ATTORNEY	Transmittal of New Claims Against EC	Government Affairs
COMM. 24D-6	COMPTROLLER'S OFFICE	Report on the Rental & Refurbishment of County Parks' Residences	Energy & Environment
COMM. 24D-7	CLERK OF EC LEGISLATURE	Letter to Members of the EC Legislature Concerning the Cancellation & Rescheduling of Session No. 24	RFP
COMM. 24D-8	COUNTY ATTORNEY	Local Law No. 2 - 2010 - A Local Law Creating an "Erie County Silver Alert System" - Filing Notification	R&F

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

**REFERENCE:**

COMM. 24M-1	CHEEKTOWAGA CENTRAL SCHOOL DISTRICT	Copy of Resolution in Support of Restoring Funding in the Proposed 2011 County Budget to Fund the Public Library System	Finance & Management
COMM. 24M-2	ASSOCIATION OF LOCAL GOVERNMENT AUDITORS	Letter to Legislature Concerning 2011 EC Tentative Budget	Finance & Management
COMM. 24M-3	TOWN OF COLLINS BOARD OF SUPERVISORS	Letter to Legislature Concerning 2011 EC Tentative Budget	Finance & Management
COMM. 24M-4	ERIE COUNTY LEPC	Letter to Legislature Concerning 2011 EC Tentative Budget	Finance & Management
COMM. 24M-5	NYSDEC	Fish & Wildlife Monthly Highlights from 9/15/2010 - 10/15/2010	Energy & Environment
COMM. 24M-6	OFFICE OF THE STATE COMPTROLLER	Town of Eden; Establishment of Water District No. 5	Energy & Environment
COMM. 24M-7	NFTA	Copy of Actual/Projected Cash Flow Statements for the Period 4/1/2010 - 3/31/2011 & 10/1/2010 - 9/30/2011	Economic Development

COMM. 24M-8	NFTA	Minutes of Meeting Held 10/25/2010	Economic Development
COMM. 24M-9	NIAGARA ERIE REGIONAL COALITION	Copy of Agenda from Meeting Held 12/3/10	R&F
COMM. 24M-10	NYSDEC	Third Update on Collaborative Restoration & Redevelopment Efforts - Feasibility Study on Buffalo River Restoration Released; Public Meeting Announced	Energy & Environment
COMM. 24M-11	NYSDEC	Fact Sheet: Brownfield Cleanup Program - Interim Remedial Measure Work Plan for Railroad Realignment at Tecumseh Phase I, II & III Business Park Areas Available for Review	Energy & Environment

**ANNOUNCEMENTS:**

**MEMORIAL RESOLUTIONS:**

**ADJOURNMENT:**