



THE ERIE COUNTY LEGISLATURE

Session No. 26
December 4, 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 – Mr. Loughran

PLEDGE OF ALLEGIANCE – Mr. Rath

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

MAZUR	Honoring the Memory of Audrey E. (Bluman) Sicurella
MAZUR	Honoring the Memory of Harry E. Kwiek
WROBLEWSKI	Congratulating the West Seneca West Marching Band, LMBA Class AA 2008 Champions, on Winning the NYSFBC Class LS3 - 2008 2nd Place Award
REYNOLDS	Honoring Jack B. Heinrich for His 50 Years of Service to the Village of Angola Volunteer Fire Department
REYNOLDS	Honoring Richard L. Carlson for His 50 Years of Service to the Village of Angola Volunteer Fire Department
REYNOLDS	Honoring William G. Houston for His 50 Years of Service to the Village of Angola Volunteer Fire Department
MILLER-WILLIAMS & GRANT	In Memory of Rev. Herbert V. Reid
REYNOLDS	Honoring Sharen Trembath for Being Recognized as One of Nabisco's 100 Extraordinary Women
MILLER-WILLIAMS & GRANT	In Memory of Zellie E. Dow
MILLS	Celebrating the Orchard Park High School Boys Volleyball Team's New York State Class A Championship
MILLS	Celebrating the Orchard Park High School Football Team's New York State Class AA Championship
RATH	Congratulating Mary Ellen Walsh on Her Retirement from Amherst from Amherst Senior Center
RATH	Honoring the Career of New York State Senator Mary Lou Rath

MILLS Celebrating the Orchard Park Symphony's 60th Anniversary

IANNELLO Congratulating Brittany Stallard Upon Receiving a Youth Ambassador Scholarship from the Grand Island Chamber of Commerce

IANNELLO Congratulating Ciara Morreale Upon Receiving a Youth Ambassador Scholarship from the Grand Island Chamber of Commerce

MILLER-WILLIAMS Congratulating POP WARNER WNY BILLS, Eastern Region 2008 Champions – Florida Bound Champs

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
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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
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LL INT. 8-1 7/18/2007	IANNELLO, KONST, REYNOLDS & MILLS	Taxpayer Protection Law	Government Affairs
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LL INT. 9-1 10/4/2007	RANZENHOFER	Repeal of LL No. 2-2006	Economic Development
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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
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LL INT. 3-2 4/4/2008	IANNELLO, KONST, REYNOLDS, MILLS, GRANT & LOUGHRAN	Tax Payer Protection Law	Government Affairs
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LL INT. 5-1 6/10/2008	MILLS	A LL 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
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LL INT. 8-1 11/21/2008	KENNEDY, WHYTE, REYNOLDS, KOZUB, LOUGHRAN, IANNELLO, MILLER-WILLIAMS & GRANT	A LL to Strengthen and Encourage Lowest Responsible Bidder Requirements for Erie County Contracts	
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LL INT. 9-1 11/28/2008	MARINELLI, WHYTE, MILLS & GRANT	County Clerk's Office, Increase in Per Page Fee	
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COMMITTEE REPORTS:

LEGISLATOR RESOLUTIONS:

REFERENCE:

INTRO 26-1	MARINELLI, WHYTE, KONST, REYNOLDS & GRANT	Petitioning the NYS Dept. of Health to Reschedule the Proposed Medicaid Intergovernmental Transfer (IGT) Payment from March 2009 to March 2012
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INTRO 26-2	KENNEDY, MARINELLI, WHYTE, MILLS, KOZUB, MILLER-WILLIAMS, GRANT, WROBLEWSKI & REYNOLDS	Supporting Library Efficiency Grant Submission
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INTRO 26-3	IANNELLO	Creating An Energy-Efficiency- Focused DPW Through A Ten-Hour, Four-Day Work Week
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INTRO 26-4	IANNELLO & WHYTE	Calling Upon the Erie County Health Department to Weigh in on the Results Found by DEC Regarding the Tonawanda Community Air Quality Study
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COMMUNICATIONS DISCHARGED FROM COMMITTEE:

SUSPENSION OF THE RULES:

<u>COMMUNICATIONS FROM ELECTED OFFICIALS:</u>			<u>REFERENCE:</u>
COMM. 26E-1	WHYTE	Letter to County Executive Concerning Intermunicipal Parks Agreement	Energy & Environment
COMM. 26E-2	MARINELLI	Letter to Legislature Clerk Concerning Change of Date for Legislature Session	RFP
COMM. 26E-3	COUNTY CLERK	NYS Mortgage Tax Semi-Annual Report of Receipts and Disbursements	Finance & Management
COMM. 26E-4	MARINELLI	2008 Budget Accountability Act Close-Out Report Notifications	Finance & Management
COMM. 26E-5	RANZENHOFER	Letter Concerning Absence for Meetings Held 11/26/08	RFP
COMM. 26E-6	COUNTY EXECUTIVE	WNY Stormwater Coalition: Outfall Inspection and Illicit Discharge Track Down Project	Energy & Environment
COMM. 26E-7	COUNTY EXECUTIVE	Downtown Pedestrian/Transit Mall Special District - Adoption of Mall District Service Charge Roll for 2009	Finance & Management
COMM. 26E-8	COUNTY EXECUTIVE	Section 520 Exemption for 2009	Finance & Management
COMM. 26E-9	COUNTY EXECUTIVE	Lead Poisoning Primary Prevention - Pilot Program Grant 10/1/08 - 9/30/09	Health & Human Services
COMM. 26E-10	COUNTY EXECUTIVE	Application for State Assistance in Developing an Erie County Farmland Protection Plan	Energy & Environment
COMM. 26E-11	COUNTY EXECUTIVE	EC Dept. of Health "BB" Building Renovations - Construction Contingency Increase	Economic Development
COMM. 26E-12	COUNTY EXECUTIVE	Glen Avenue Bridges Project - NYSDOT	Economic Development
COMM. 26E-13	COUNTY EXECUTIVE	Conveyance of Excess Highway Right-of-Way - North Forest Rd., Amherst	Economic Development
COMM. 26E-14	COUNTY EXECUTIVE	ECC Request to Utilize the Capital Chargeback Account for North Campus Academic Lab Improvements	Community Enrichment

COMM. 26E-15	COUNTY EXECUTIVE	ECC Request to Utilize the Capital Chargeback Account - Participation in a Statewide Community College Capital Reinvestment Study	Community Enrichment
COMM. 26E-16	COUNTY EXECUTIVE	400Mhz Radio System	
COMM. 26E-17	COUNTY EXECUTIVE	WNY Stormwater Coalition - Stormwater Utility District(s) Formation Feasibility Study	

COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE:

COMM. 26D-1	COUNTY ATTORNEY	Notice of Public Hearing; LL Intro. No. 6 - 2008	R&F
COMM. 26D-2	CLERK OF THE LEGISLATURE	Changing Date of Legislature Session	RFP
COMM. 26D-3	DEPUTY COMPTROLLER - AUDIT	Comptroller's Office Review of Probation/Youth Detention Petty Cash Accounts	Public Safety
COMM. 26D-4	DIRECTOR OF INTERGOVERNMENTAL AFFAIRS	Legislative Items Requested for Immediate Consideration	R&F

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:

REFERENCE:

COMM. 26M-1	TOWN OF BRANT	Support for EC Funding of Cornell Cooperative Extension & EC Soil & Water Conservation District	Finance & Management
COMM. 26M-2	TOWN OF CLARENCE	Funding for EC Soil & Water Conservation District	Finance & Management
COMM. 26M-3	SENATOR MARY LOU RATH	Acknowledgement of Receipt of Certified Resolution	R&F
COMM. 26M-4	ECIDA	Notification of Board of Directors Meeting	Economic Development
COMM. 26M-5	TOWN OF HOLLAND	Support for EC Funding of Cornell Cooperative Extension & EC Soil & Water Conservation District	Finance & Management
COMM. 26M-6	COLUCCI & GALLAHER, P.C.	Agenda Materials for ECMCC Meeting Held 11/20/08	Health & Human Services
COMM. 26M-7	NYS PUBLIC SERVICE COMMISSION	Notice of Technical Conference	Economic Development
COMM. 26M-8	NFTA	Cash Flow Statements (Actual/Projected) for Periods of 4/1/08 - 3/31/09 and 10/1/08 - 9/30/09	Economic Development

COMM. 26M-9	TOWN OF COLDEN	In Support of the Cooperative Extension and EC Soil & Water Conservation District	Finance & Management
COMM. 26M-10	THOMAS P. MALECKI	Letter Requesting Consideration for Appointment to ECMCC Board of Directors	Health & Human Services
COMM. 26M-11	NYS PUBLIC EMPLOYMENT RELATIONS BOARD	Response to Letter from Government Affairs Committee Chair Barbara Miller-Williams	Government Affairs

ANNOUNCEMENTS:

MEMORIAL RESOLUTIONS:

ADJOURNMENT: