



# THE ERIE COUNTY LEGISLATURE

Session No. 18

October 4, 2018

Peter J. Savage, III  
*Chair*

April N.M. Baskin  
*Majority Leader*

Joseph C. Lorigo  
*Minority Leader*

Robert M. Graber  
*Clerk of the Legislature*

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## ROLL CALL

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INVOCATION – Mr. Brusio

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PLEDGE OF ALLEGIANCE – Mr. Lorigo

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## TABLED ITEMS

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## ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

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MINUTES OF PREVIOUS MEETING – [Meeting No. 17](#)

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## PUBLIC HEARING

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## MISCELLANEOUS RESOLUTIONS:

RATH, HARDWICK, LORIGO,  
DIXON & MILLS

[Recognizing October as National Bullying Prevention Month in Erie County](#)

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## LOCAL LAWS:

## REFERENCE:

[LL INTRO. 1-2](#)  
[10/4/2017](#)

BURKE

A LL to Prevent Medical Waste from Entering the Great Lakes, Also Known as the Erie County Pharmaceutical Water Pollution Act

Energy &  
Environment

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[LL INTRO. 4-1](#)  
[2/27/2017](#)

BURKE

Preventing Underground Tattoo Parlors:  
A LL to Increase the Ability of Law Enforcement to Prevent Illegal Tattooing

Government  
Affairs

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[LL INTRO. 8-1](#)  
[4/12/2017](#)

BURKE

Honeybee Protection Act

Energy &  
Environment

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[LL INTRO. 12-1](#)  
[7/10/2017](#)

LORIGO

A LL Requiring Disclosure of Origin and Composition of All Manufactured Parts in Surgically Implanted Dental Devices

Health &  
Human Services

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[LL INTRO. 14-1](#)  
[9/21/2017](#)

BURKE

A LL in Relation to Erie County Investing in Local Businesses and Residents, and in Doing so Investing in American Produced Products and Citizens, Also Known as "The Invest in Erie, Invest in America Act"

Economic  
Development

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| <a href="#"><u>LL INTRO. 15-1</u></a><br><a href="#"><u>10/4/2017</u></a> | BURKE                                 | A LL Amending Local Law No. 1-1959, Constituting the Erie County Charter, as Amended, Amending Article 10, in Relation to Establishing an "Erie County Water Quality Commission" | Energy & Environment    |
| <a href="#"><u>LL INTRO. 16-1</u></a><br><a href="#"><u>10/4/2017</u></a> | BURKE                                 | A LL Protecting Children's Respiratory Health: Banning Smoking in the Car with Children  | Health & Human Services |
| <a href="#"><u>LL INTRO. 17-1</u></a><br><a href="#"><u>10/5/2017</u></a> | BURKE                                 | A LL Entitled, "SPRAWL PREVENTION ACT" Otherwise known as "MUNICIPAL AND REGIONAL INFRASTRUCTURE ACT" for the Creation of an Erie County Planning Board                          | Finance & Management    |
| <a href="#"><u>LL INTRO. 20-1</u></a><br><a href="#"><u>11/1/2017</u></a> | MORTON                                | A LL Requiring that All County Contracts Include Provisions that Ensure Goods and Materials Purchased or Used Shall be Manufactured in New York                                  | Economic Development    |
| <a href="#"><u>LL INTRO. 23-1</u></a><br><a href="#"><u>12/7/2017</u></a> | MILLS                                 | A LL Banning Smoking Near and Inside Bus Shelters  | Health & Human Services |
| <a href="#"><u>LL INTRO. 2-1</u></a><br><a href="#"><u>3/6/2018</u></a>   | DIXON, LORIGO, RATH, HARDWICK & MILLS | A LL Amending LL #2 (2014) to Include the Known Abuse of Drugs on Property as a Violation of the Social Host Law   | Health & Human Services |
| <a href="#"><u>LL INTRO. 3-1</u></a><br><a href="#"><u>3/13/2018</u></a>  | RATH                                  | A LL banning individuals from holding elected offices or being appointed to certain boards or commissions who are convicted of certain felony charges                            | Government Affairs      |
| <a href="#"><u>LL INTRO. 6-1</u></a><br><a href="#"><u>7/16/2018</u></a>  | BURKE                                 | A LL Entitled "The Erie County Campaign Finance Reform Act, Ending Pay to Play"  | Government Affairs      |
| <a href="#"><u>LL INTRO. 7-1</u></a><br><a href="#"><u>7/23/2018</u></a>  | SAVAGE, MILLS & BURKE                 | A LL Entitled "The Public Health Protection Act of 2018"   | Health & Human Services |
| <a href="#"><u>LL INTRO. 8-1</u></a><br><a href="#"><u>9/6/2018</u></a>   | BASKIN                                | A LL Entitled "ERIE COUNTY CORRECTIONS SPECIALIST ADVISORY BOARD" in relation to establishing an advisory board for the Erie County Jail Management Division                     | Public Safety           |

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| <a href="#">LL INTRO. 9-1<br/>9/18/2018</a> | BRUSO | A LL Entitled the "Energize NY Benefit Financing Program Law of Erie County" in relation to establishing a sustainable energy loan program in Erie County | Energy & Environment |
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**COMMITTEE REPORTS:**

[REPORT No. 15](#) FINANCE & MANAGEMENT COMMITTEE

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[REPORT No. 12](#) PUBLIC SAFETY COMMITTEE

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[REPORT No. 12](#) HEALTH & HUMAN SERVICES COMMITTEE

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[REPORT No. 13](#) ECONOMIC DEVELOPMENT COMMITTEE

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[REPORT No. 13](#) ENERGY & ENVIRONMENT COMMITTEE

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**LEGISLATOR RESOLUTIONS:**

**REFERENCE:**

[INTRO. 18-1](#) BRUSO  
Expressing Alarm & Concern About the Dangers of "Juuling" & Electronic Cigarettes Used by Young People & Students

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[INTRO. 18-2](#) LORIGO, RATH, MILLS & DIXON  
A Resolution Amending the Erie County Legislature's Rules of Order

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[INTRO. 18-3](#) LOUGHRAN & LORIGO  
Fourth Resolution Terminating Appointment of Erie County Water Authority Commissioner Jerome Schad

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[INTRO. 18-4](#) LOUGHRAN, SAVAGE, BASKIN, MILLER-WILLIAMS, RATH, BURKE, BRUSO & MILLS  
Resolution Approving the Transfer of Gethsemane Cemetary from the Sisters of St. Francis of the Neumann Communities to The Buffalo City Cemetary, Inc.

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**COMMUNICATIONS DISCHARGED FROM COMMITTEE:**

**REFERENCE:**

*From the Economic Development Committee:*

[COMM. 17E-11](#) COUNTY EXECUTIVE  
Buffalo & EC Botanical Gardens - Houses 1, 4, 7, 10, 11 & 12 Renovations

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**SUSPENSION OF THE RULES:**

**REFERENCE:**

[COMM. 18E-17](#) COUNTY EXECUTIVE  
Authorization to Enter into Contract with Trillium Health, Inc.

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[COMM. 18E-18](#) COUNTY EXECUTIVE  
Locally Administered Federal Aid Bridge Preservation Project - Bridge Painting & Repairs

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| <a href="#">COMM. 18E-19</a>                         | COUNTY EXECUTIVE | Agreement with NYSDOT & Award of Construction Locally Administered Federal Aid Project - Deck Sealing Various Bridges |                          |
| <b><u>COMMUNICATIONS FROM ELECTED OFFICIALS:</u></b> |                  |   | <b><u>REFERENCE:</u></b> |
| <a href="#">COMM. 18E-1</a>                          | COUNTY EXECUTIVE | HVS Consultants - Convention Center Study   | Economic Development     |
| <a href="#">COMM. 18E-2</a>                          | DIXON            | Letter to Chair of Health & Human Services Committee Regarding Baker Victory Services                                 | Health & Human Services  |
| <a href="#">COMM. 18E-3</a>                          | COMPTROLLER      | Certificate of Determination Relative to the RAN  | Finance & Management     |
| <a href="#">COMM. 18E-4</a>                          | DIXON            | Letter to Chair of Legislature Requesting Public Hearing for LL Intro. 2-1 (2018) - Amendment to the Social Host Law  | Health & Human Services  |
| <a href="#">COMM. 18E-5</a>                          | COUNTY EXECUTIVE | Appointments to the Erie County Council on the Disabled Advisory Board  | Government Affairs       |
| <a href="#">COMM. 18E-6</a>                          | COUNTY EXECUTIVE | Appointment to Erie County Board of Ethics  | Government Affairs       |
| <a href="#">COMM. 18E-7</a>                          | COUNTY EXECUTIVE | Casey Rd. Pedestrian & Bicycle Safety Improvement Project   | Economic Development     |
| <a href="#">COMM. 18E-8</a>                          | COUNTY EXECUTIVE | ECSD Nos. 2, 3, 4, 5 & 6 - Closure of Completed Capital Projects  | Energy & Environment     |
| <a href="#">COMM. 18E-9</a>                          | COUNTY EXECUTIVE | ECSD No. 5 - Increase & Improvement of Facilities (2018)  | Energy & Environment     |
| <a href="#">COMM. 18E-10</a>                         | COUNTY EXECUTIVE | ECSD Nos. 2 & 3 - 2018 Budget Transfer  | Energy & Environment     |
| <a href="#">COMM. 18E-11</a>                         | COUNTY EXECUTIVE | ECSD No. 8 - Engineer Term Contract Agreement   | Energy & Environment     |
| <a href="#">COMM. 18E-12</a>                         | COUNTY EXECUTIVE | Authorization to Accept Funds & Contract of the Central Police Services   | Public Safety            |
| <a href="#">COMM. 18E-13</a>                         | COUNTY EXECUTIVE | NYS Division of Criminal Justice Services - Statewide Automated Biometric Identification System Agreement             | Public Safety            |
| <a href="#">COMM. 18E-14</a>                         | COUNTY EXECUTIVE | Notice of Public Hearing - ECSD - 2018 Assessment Rolls (2019 Levy)   | Energy & Environment     |
| <a href="#">COMM. 18E-15</a>                         | COUNTY EXECUTIVE | ECSD Nos. 3 & 5 - Debt Service Account Transfers  | Energy & Environment     |
| <a href="#">COMM. 18E-16</a>                         | COUNTY EXECUTIVE | ECSD Nos. 1, 2, 3, 4, 5 & 6 - Debt Service Accounts Closeout  | Energy & Environment     |

**COMMUNICATIONS FROM THE DEPARTMENTS:**

**REFERENCE:**

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|-----------------------------|---|--|----------------------------|
| <a href="#">COMM. 18D-1</a> | COMMISSIONER OF EC<br>DEPARTMENT OF<br>HEALTH | Response to Legislator Mills<br>Regarding EC Septic System<br>Inspection Policy                            | Health & Human<br>Services |
| <a href="#">COMM. 18D-2</a> | DEPUTY COMPTROLLER<br>- AUDIT                 | Letter to DISS Regarding Audit<br>of Contract Payments for Period<br>1/1/18 - 8/31/18                      | Finance &<br>Management    |
| <a href="#">COMM. 18D-3</a> | DEPUTY COMPTROLLER<br>- AUDIT                 | Letter to Commissioner of Personnel<br>Regarding Audit of Contract<br>Payments for Period 1/1/18 - 8/31/18 | Finance &<br>Management    |
| <a href="#">COMM. 18D-4</a> | DEPARTMENT OF<br>ENVIRONMENT &<br>PLANNING    | SEQR - Solicitation for Lead<br>Agency Status - Unlisted Action  | Energy &<br>Environment    |
| <a href="#">COMM. 18D-5</a> | DEPARTMENT OF<br>ENVIRONMENT &<br>PLANNING    | SEQR - Negative Declaration Notice<br>of Determination of Non-Significance                                 | Energy &<br>Environment    |

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

**REFERENCE:**

**ANNOUNCEMENTS:**

**MEMORIAL RESOLUTIONS:**

**ADJOURNMENT:**