

MEETING NO. 1
January 8, 2004

ERIE COUNTY LEGISLATURE

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MEETING NO.1
January 8, 2004

The Legislature was called to order by the Clerk of the Legislature.

The Roll being duly called by Ms. Manzella, Clerk of the Legislature, the following Legislators answered to wit:

1st District

Edward J. Kuwik

2nd District

Mark J.F. Schroeder

3rd District

George A. Holt, Jr.

4th District

Michael H. Ranzenhofer

5th District

Denise E. Marshall

6th District

Albert DeBenedetti

7th District

Demone A. Smith

8th District

Raymond K. Dusza

9th District

Timothy M. Wroblewski

10th District

Charles M. Swanick

11th District

Lynn M. Marinelli

12th District

Jeanne Z. Chase

13th District

Steven P. McCarville

14th District

Elise M. Cusack

15th District

Barry A. Weinstein

A moment of silence was held.

The Pledge of Allegiance was led by Mr. Holt.

Item 1 – Ms. Manzella called for nominations for the Office of Chairman of the Legislature for the year 2004.

MS. MARINELLI placed in nomination for Chairman of the Legislature **GEORGE A. HOLT, JR.** MR. SMITH seconded.

CARRIED UNANIMOUSLY.

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MS. MARINELLI moved that nominations be closed. MR. SMITH seconded.

CARRIED UNANIMOUSLY.

The Clerk of the Legislature directed that a roll call vote be taken.

AYES: CHASE, CUSACK, MARSHALL, McCARVILLE, RANZENHOFER SWANICK, WEINSTEIN, DeBENEDETTI, DUSZA, HOLT, KUWIK, MARINELLI, SCHROEDER, SMITH, WROBLEWSKI. AYES – 15, NOES – 0.

Mr. HOLT having received the required number of votes cast was declared duly elected **CHAIRMAN OF THE ERIE COUNTY LEGISLATURE** for the year 2004.

Item 2 – **CHAIRMAN HOLT** directed that the Rules of Legislature for 2004 be tabled.

Item 3 – **CHAIRMAN HOLT** directed that the Nomination & Election of the Clerk be tabled.

Item 4 – **CHAIRMAN HOLT** called for nominations for the Majority Leader of the Legislature for 2004.

MR. SMITH placed in nomination for Majority Leader of the Legislature **LYNN M. MARINELLI**. MR. SCHROEDER seconded.

CARRIED UNANIMOUSLY.

MR. SMITH moved that nominations be closed. MR. SCHROEDER seconded.

CARRIED UNANIMOUSLY.

January 8, 2004

We, the undersigned, representing a Majority of the members of the Erie County Legislature do hereby nominate **LYNN M. MARINELLI** as Majority Leader of the Erie County Legislature for 2004.

Edward J. Kuwik
 George A. Holt, Jr.
 Demone A. Smith
 Timothy M. Wroblewski

Mark J.F. Schroeder
 Albert DeBenedetti
 Raymond K. Dusza
 Lynn M. Marinelli

MR. SMITH moved for the approval of Lynn M. Marinelli as Majority Leader of the legislature for 2004.

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Mr. SCHROEDER seconded.

CARRIED UNANIMOUSLY.

Item 5 – CHAIRMAN HOLT directed that the Designation of Minority Leader be tabled.

Item 6 – CHAIRMAN HOLT directed that the Appointment of Majority & Minority Staff be tabled.

Item 7 – CHAIRMAN HOLT directed that the Appointment of Majority & Minority Counsels be tabled.

Item 8 – CHAIRMAN HOLT directed that the communications designating the Majority Newspaper for the year 2004 be RECEIVED, FILED & PRINTED.

*** See meeting no. 2 for Minority designation of newspapers for 2004.

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We, the undersigned, a Majority of the Majority Caucus of the Erie County Legislature do hereby designate the **Front Page**, published in Lackawanna, New York, having general circulation in the County of Erie, as the official newspaper for the publication of local laws, notices and other matters required by law to be published for the County of Erie, effective January 1, 2004.

Edward J. Kuwik
 George A. Holt, Jr.
 Demone A. Smith
 Timothy M. Wroblewski

Mark J.F. Schroeder
 Albert DeBenedetti
 Raymond K. Dusza
 Lynn M. Marinelli

Item 9 – No tabled items.

Item 10 – No items for reconsideration from previous meeting.

Item 11 – MS. MARINELLI moved the approval of the Minutes for Meeting No. 25 of 2003. MR. SMITH seconded.

CARRIED UNANIMOUSLY.

Item 12 – No public hearings.

MISCELLANEOUS RESOLUTIONS

Item 13 – MS. MARSHALL presented a resolution Honoring Retiring Wales Supervisor Mary Weinman for her Many Years of Public Service. MR. RANZENHOFER seconded.

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CARRIED UNANIMOUSLY.

Item 14 – HOLT, SWANICK, RANZENHOFER, ET AL presented a resolution In Memory of Fallen Soldier SPC. Charles E. Bush, Jr. MR. SWANICK seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 15 – CHAIRMAN HOLT directed that Local Law No. 1 (Print #1) 2003 remain on the table.

Item 16 – CHAIRMAN HOLT directed that Local Law No. 1 (Print #2) 2003 remain on the table and in the ECONOMIC DEVELOPMENT COMMITTEE.

Item 17 – CHAIRMAN HOLT directed that Local Law No. 2 (Print #1) 2003 remain on the table.

Item 18 – CHAIRMAN HOLT directed that Local Law No. 7 (Print #1) 2003 remain on the table and in the ECONOMIC DEVELOPMENT COMMITTEE.

Item 19 – CHAIRMAN HOLT directed that Local Law No. 8 (Print #1) 2003 remain on the table.

Item 20 – CHAIRMAN HOLT directed that Local Law No. 15 (Print #1) 2003 remain on the table and in the FINANCE & MANAGEMENT COMMITTEE.

Item 21 – CHAIRMAN HOLT directed that Local Law No. 16 (Print #1) 2003 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

COMMITTEE REPORTS

None

LEGISLATORS RESOLUTIONS

Item 22 – MR. RANZENHOFER presented the following resolution and moved for immediate consideration. MR. DUSZA seconded.

CARRIED UNANIMOUSLY.

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RESOLUTION NO. 1

Re: Transfer of Public Benefit Funds.
(Intro. 1-1)

A RESOLUTION SUBMITTED BY
LEGISLATORS CHASE, CUSACK, DUSZA & SCHROEDER

WHEREAS, the Legislature set aside funds in the 2003 Erie County Budget for use by worthy community organizations and governmental agencies, and

WHEREAS, the organizations cited in this resolution have successfully met the standards and qualifications to receive public benefit funds from the County of Erie and have completed the application process with a contract approved by the County Attorney, and

WHEREAS, the Legislature must now pass a resolution to effect the transfer of funds,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$4,000 from the 2003 Legislature -Contractual fund (110905100830) to Fund 110, Project 921, Department 301 Agency Payments & Grants -Public Benefit Services (110921301830) for payment to the following agencies:

<u>NAME</u>	<u>LINE</u>	<u>AMOUNT</u>	<u>SPONSOR</u>
Patchin Fire Company	830/1206	\$1,000	CHASE
Polish American Veterans Assn.	830/1539	\$1,000	DUSZA
Ss. Rita & Patrick Youth Summer Fun Program	830/	\$1,000	SCHROEDER
WNY Red Light Running Foundation	830/1581	\$1,000	CUSACK
Total		\$4,000	

And be it further

RESOLVED, that the Erie County Executive is hereby authorized to enter into contract with the agency cited, and be it further

RESOLVED, that \$4,000 be returned to the Legislature -Contractual fund (110905100830) from Fund 110, Project 921, Department 301 Agency Payments & Grants -Public Benefit Services -Town of Lancaster Emergency Management (1109213018300345), and be it further

RESOLVED, that the Clerk of the Legislature and the Director of the Division of Budget, Management & Finance are hereby authorized to complete any paperwork necessary to effectuate this transfer of funds, and be it further

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RESOLVED, that certified copies of this resolution be sent to County Executive Joel A. Giambra; County Comptroller Nancy A. Naples; Budget Director Joseph Passafiume; Kelly A. Wahl -First Administrative Assistant Erie County Legislature; and Assistant County Attorneys Susannah Bochenek and Melissa Heimerl.

Fiscal Impact: Appropriation of 2003 budgeted funds

MR. RANZENHOFER moved for the approval of the resolution. MR. DUSZA seconded.

CARRIED UNANIMOUSLY

COMMUNICATIONS DISCHARGED FROM COMMITTEE

None

SUSPENSION OF THE RULES

None.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE COUNTY CLERK

Item 23 – (Comm. 1E-1) Semi-Annual Report of Receipts and Disbursements of Mortgage Tax Monies – 4/1/03 – 9/30/03

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM LEGISLATOR McCARVILLE

Item 24 – (Comm. 1E-2) Explanation of Abstention on Vote on Comm. 25E-24 (2003)
 RECEIVED, FILED & PRINTED

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ERIE COUNTY LEGISLATURE

December 12, 2003

Hon. Charles M. Swanick, Chairman
Erie County Legislature
Old County Hall Annex -7th Floor
25 Delaware Avenue
Buffalo, NY 14202

Dear Chairman Swanick:

Pursuant to the Rules of Order for the Erie County Legislature, please allow this letter to serve as my explanation for my abstention on the vote for Comm. 25E-24.

At present, I am employed part-time by TVGA Consultants, but my duties for TVGA Consultants do not directly involve the procurement, preparation, or performance of any contract between TVGA Consultants and the County of Erie. In addition, any wages that I receive from employment with TVGA Consultants are in no way directly affected by any contract between TVGA Consultants and Erie County.

I trust that the above will suffice.

Thank you.

Very truly yours,

Steven P. McCarville
Erie County Legislator
13th District

cc: Laurie A. Manzella
Clerk, Erie County Legislature

FROM LEGISLATOR DALE

Item 25 – (Comm. 1E-3) Request for Audit of County Furniture Purchase/Repeating Request for Audit of Credit/Fuel Cards.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM LEGISLATOR LARSON

Item 26 – (Comm. 1E-4) Explanation of Abstention on Vote on Intro. 25-1 (2003).

RECEIVED, FILED & PRINTED.

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ERIE COUNTY LEGISLATURE

December 12, 2003

Hon. Charles M. Swanick
Chairman, Erie County Legislature
Old County Hall Annex -7th Floor
25 Delaware Avenue
Buffalo, NY 14202

Dear Chairman Swanick:

Pursuant to the Rules of Order for the Erie County Legislature, please allow this letter to serve as my explanation for my abstention on the vote for Intro. 25-1.

In the future, I may become a candidate for a position within the government of Erie County which may include the position approved by this item. As such, I felt it necessary to abstain from voting on this matter.

I trust that the above will suffice.

Thank you.

Very truly yours,

Dale W. Larson
Erie County Legislator
17th District

cc: Laurie A. Manzella
Clerk, Erie County Legislature

FROM THE COMPTROLLER

Item 27 – (Comm. 1E-5) Notice of Schedule to Close on Bond Sale Transactions.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 28 – (Comm. 1E-6) Letter to Legislators Re: Enterprise Resource Planning Project.

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 29 – (Comm. 1E-7) Reappointment to ECSD Board No. 3.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

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Item 30 – (Comm. 1E-8) Staffing Reductions/Re-Engineering County Services (Comm. 24E-14 (2003))

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 31 – (Comm. 1E-9) Appointment/Re-Appointments to EC Traffic Safety Advisory Board.

RECEIVED, FILED & PRINTED

December 10, 2003

The Honorable
 Erie County Legislature
 25 Delaware Avenue
 Buffalo, New York 14202

Re: Appointment/Reappointments to Erie County Traffic Safety Advisory Board

Dear Members:

I, Joel A. Giambra, Erie County Executive, pursuant to Article 43, New York Vehicle and Traffic Law, Section 16-12, do hereby appoint/reappoint the following individuals to the Traffic Safety Advisory Board, for the term stated.

APPOINTMENT

NAME AND ADDRESS

TERM EXPIRATION

Gregory Skibitsky
 52 Gina Meadows
 E. Amherst, New York 14051

December 31, 2006
 (To replace Michael Walters)

Richard Gritzke
 Dept. of Senior Services
 95 Franklin Street, Room 1304
 Buffalo, New York 14202

December 31, 2006

REAPPOINTMENT

NAME AND ADDRESS

TERM EXPIRATION

Alan Blatt
 8336 Knapp Road
 West Falls, New York 14170

December 31, 2006

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Dr. Anthony Billittier, IV 6 Hemlock Lane Lancaster, New York 14086	December 31, 2006
Lt. David Peck Town of Tonawanda Police Dept. 1835 Sheridan Drive Kenmore, New York 14223	December 31, 2006
George White 105 Marilyn Drive West Seneca, New York 14224	December 31, 2006
Darold Conklin 58 Bucyrus Drive Amherst, New York 14228	December 31, 2006
Anthony Moeser 1158 Jewett Holmwood Road Orchard Park, New York 14127	December 31, 2006
James Makowski 129 Fairelm Lane Cheektowaga, New York 14227	December 31, 2006
Jo Anne Skorka 126 E. Summerset Lane Amherst, New York 14228	December 31, 2006
Enzio Villalta 389 Fruitwood Terrace Williamsville, New York 14221	December 31, 2006
James Barnack 233 Curley Drive Orchard Park, New York 14127	December 31, 2006
Paul Justin 270 Miller Road Getzville, New York 14068	December 31, 2006
Carol Siwek (Chairperson) Office of Traffic Safety 134 W. Eagle Street Buffalo, New York 14202	December 31, 2006

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James Michel, Jr.
24 Boardman Road
Lackawanna, New York 14218

December 31, 2006

J. Mark Robinson
Mercy Flight
3580 Lake Shore Road
Buffalo, New York 14219

December 31, 2006

Dorothy Bitner
2101 Baseline Road, #6
Grand Island, New York 14072

December 31, 2006

Wallace Smith
6610 Dragon Road
Akron, New York 14001

December 31, 2006

Dennis Murphy
138 S. Cayuga Road
Williamsville, New York 14221

December 31, 2006

Respectfully submitted,
JOEL A. GIAMBRA

JAG/kme

cc: Appointees

John Sullivan, Director, Erie County Stop DWI

Item 32 – (Comm. 1E-10) Appointments to EC Youth Services Board.

RECEIVED, FILED & PRINTED

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December 9, 2003

The Honorable
 Erie County Legislature
 25 Delaware Avenue
 Buffalo, New York 14202

Re: Appointments to Erie County Youth Services Board

Dear Members:

I, Joel A. Giambra, Erie County Executive, pursuant to Section 11-F-O3 of the Erie County Code, do hereby appoint the following individuals to the Erie County Youth Services Board for the terms indicated, subject to your confirmation.

<u>NAME AND ADDRESS</u>	<u>TERM EXPIRATION</u>
Robert Marinucci 393 Tracey Lane Grand Island, New York 14072	December 31, 2005
Christine Carr 29 Cloverside Court West Seneca, New York 14224	December 31, 2005

Respectfully submitted,
JOEL A. GIAMBRA

Cc: Appointees
 George Alexander, Commissioner, Probation & Youth Detention Services
 Joseph Abdallah, Deputy Commissioner, Youth Division

FROM CHAIRMAN HOLT

Item 33 – (Comm. 1E-11) Copy of Letter to County Executive Re: ERP/SAP Project.

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COMPTROLLER

Item 34 – (Comm. 1E-12) Certificate of Determination Relative to Sale & Issuance of \$17,075,000 Pension Serial Bonds & \$18,415,000 Public Improvement Serial Bonds

Received and filed.

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FROM LEGISLATOR SWANICK

Item 35 – (Comm. 1E-13) Re-Appointment to EC Home Health Care Advisory Board

RECEIVED, FILED & PRINTED.

December 23, 2003

Re: Re-appointment of James R. Totaro to the
Erie County Home Health Care Advisory Board.

Dear Madam Clerk:

Pursuant to the provisions of Local Law No. 10 (1991), as amended by Local Law No.3 (1996), I hereby re-appoint James R. Totaro to the Erie County Home Health Care Advisory Board for a term of three (3) years ending December 31, 2006.

Mr. Totaro's current term is set to expire on December 31, 2003.

Very truly yours,

Charles M. Swanick
Chairman, Erie County Legislature

Cc: James R. Totaro
President/CEO
Coordinated Care
Statler Towers Suite 1800
107 Delaware Avenue
Buffalo, NY 14202-3092

FROM THE COUNTY EXECUTIVE

Item 36 – (Comm. 1E-14) Authorizing Guarantee Agreement Between Erie County & ECMC Corporation.

Received and filed.

FROM LEGISLATOR SWANICK

Item 37 – (Comm. 1E-15) ECMCC Guarantee Agreement Information Only Meeting Notice for 12/30/03.

Received and filed.

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FROM THE COUNTY EXECUTIVE

Item 38 – (Comm. 1E-16) Reappointment to Buffalo & Erie County Public Library Board of Trustees.

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

Item 39 – (Comm. 1E-17) Appointment to EC Deferred Compensation Committee.

RECEIVED, FILED & PRINTED.

December 19, 2003

The Honorable
Erie County Legislature
25 Delaware Avenue
Buffalo, New York 14202

RE: Appointment to the Erie County Deferred Compensation Committee

Dear Members:

I hereby appoint the following individual to the Erie County Deferred Compensation Committee for a one-year period to replace Maureen Elwell:

Tracy Sendor Woodrow
Phillips, Lytle, Hitchcock,
Blaine & Huber LLP
3400 HSBC Center
Buffalo, New York 14203

Very truly yours,

JOEL A. GIAMBRA
ERIE COUNTY EXECUTIVE

Cc: Tracy Sendor Woodrow
Joseph Passafiume, Director, Erie County Budget, Management & Finance
John Greenan, Commissioner, Erie County Personnel

Item 40 – (Comm. 1E-18) Appointment of a Representative of ECMC.

RECEIVED, FILED & PRINTED.

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ERIE COUNTY LEGISLATURE

December 29, 2003

The Honorable
 Erie County Legislature
 25 Delaware Avenue
 Buffalo, New York 14202

RE: Appointment of a representative of the Erie County Medical Center Corporation

Dear Members:

In accordance with the legislation that created the Erie County Medical Center Corporation (the "Corporation"), I write to notify you of my appointment of a non voting representative to the Board of Directors of the Corporation, which appointment is to be made with the advice and consent of your Honorable Body. The name of the appointee is set forth below.

APPOINTEE

TERM

Kevin M. Hogan, ESQ
 3400 HSBC Center
 Buffalo, New York 14203

One (1) year

Respectfully submitted,

JOEL A. GIAMBRA
ERIE COUNTY EXECUTIVE

Cc: Kevin M. Hogan, ESQ
 Charles M. Swanick, Chairman of the Legislature
 Laurie Manzella, Clerk of the Legislature

Item 41 – (Comm. 1E-19) Appointment to ECSD Board No. 4.

Received and referred to the ENERGY AND ENVIRONMENT COMMITTEE.

Item 42 – (Comm. 1E-20) Appointments to the Erie County Deferred Compensation Committee.

RECEIVED, FILED & PRINTED.

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ERIE COUNTY LEGISLATURE

December 29, 2003

The Honorable
 Erie County Legislature
 25 Delaware Avenue
 Buffalo, New York 14202

RE: Appointments to the Erie County Deferred Compensation Committee

Dear Members:

I hereby appoint the following individual to the Erie County Deferred Compensation Committee. They are the referred representatives of their respective unions.

Russell Pelton
 New York State Nurses Association
 4560 Bailey Avenue
 Amherst, New York 14226

Michael R. Summers, Jr.
 Erie County Sheriff's PBA
 46 Philip Drive
 Amherst, New York 14226

Mike Bogulski, President
 CSEA Local 815
 570 Kennedy Road
 Cheektowaga, New York 14227

John Orlando
 AFSCME Local 1095
 35 Tyrol Drive
 Cheektowaga, New York 14227

Very truly yours,

JOEL A. GIAMBRA
ERIE COUNTY EXECUTIVE

Cc: Russell Pelton
 Mike Bogulski
 Michael R. Summers Jr.
 John Orlando

Item 43 – (Comm. 1E-21) Appointment/Reappointment to Senior Services Advisory Board.

RECEIVED, FILED & PRINTED.

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ERIE COUNTY LEGISLATURE

December 26, 2003

The Honorable
 Erie County Legislature
 25 Delaware Avenue
 Buffalo, New York 14202

RE: Appointment/Reappointment to Senior Services Advisory Board

Dear Members

I, Joel A. Giambra, Erie County Executive, pursuant to Erie County Administrative Code Section 11-E-03, do hereby appoint/reappoint the following individuals to the Senior Services Advisory Board for the term ending December 31, 2005.

Appointment

Jovino Morales
 327 Lafayette Avenue
 Buffalo, New York 14213

Jerry Flaschner
 P.O. Box 1930
 Buffalo, New York 14231-1930

Reappointment

Jane Brookings
 33 Linwood Avenue Apartment 605
 Buffalo, New York 14209

Jean Millholland
 800 West Ferry Street #5C
 Buffalo, New York 14222

Linda A. Hamm
 138 Kingsley Street
 Buffalo, New York 14208

Georgia Henley
 358 Hastings Avenue
 Buffalo, New York 14215

Respectfully submitted,

JOEL A. GIAMBRA
ERIE COUNTY EXECUTIVE

cc: Jovino Morales
 Jerry .Flaschner
 Jane Brookings
 Linda A. Hamm
 Jean Millholland
 Georgia Henley
 Pamela Krawczyk, Commissioner of Senior Services

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Item 44 – (Comm. 1E-22) Notification that Intro 25-7 (2003) is Null & Void.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM LEGISLATOR SWANICK

Item 45 – (Comm. 1E-23) 2004 Schedule of Legislative Sessions

RECEIVED, FILED & PRINTED.

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ERIE COUNTY LEGISLATURE

December 30, 2003

To: Laurie A. Manzella, Clerk
 From: Hon. Charles M. Swanick, Chairman
 Subject: **2004 SCHEDULE OF LEGISLATIVE SESSIONS**

JANUARY

8
 TBA*

JULY

8
 15

FEBRUARY

5
 19

AUGUST

Recess

MARCH

4
 18

SEPTEMBER

9
 23

APRIL

1
 29

OCTOBER

7
 21

MAY

13
 27

NOVEMBER

4
 18

JUNE

10
 24

DECEMBER

2
 7 **Budget**
 14 **Override**
 16

* The date for this session shall be determined pursuant to the terms of the yearly extension of the temporary 1% sales tax set by the NYS Legislature.

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FROM THE COMPTROLLER

Item 46 – (Comm. 1E-24) Apportionment & Distribution of 4% Sales Tax for 12/03.

Item 47 – (Comm. 1E-25) Sales & Use Tax Exemption – Parks, Recreation & Forestry for Period 1/1/00 – 9/10/03.

The above two items were received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 48 – (Comm. 1E-26) Replacement Communication – Resolution Authorizing Execution of a Guarantee Agreement between Erie County & ECMCC.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM LEGISLATOR McCARVILLE

Item 49 –MR. RANZENHOFER presented the following resolution and moved for immediate consideration. MS. CHASE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 2

Re: Lease for Legislative Office Space.
 (Comm. 1E-27)

RESOLVED, that the County Executive is hereby authorized to sign a One (1) Year Lease Agreement between Henry and Allithea Killeer located at 4214 N. Buffalo, Orchard Park, New York, and Erie County for Legislative Office Space for Erie County Legislator Steven P. McCarville at a cost of \$690.00 per month.

MR. RANZENHOFER moved the approval of the resolution. MS. CHASE seconded. Mr. McCARVILLE abstained.

CARRIED UNANIMOUSLY.

FROM THE COUNTY EXECUTIVE

Item 50 – (Comm. 1E-28) Extension of Additional 1% Sales Tax Authority – Home Rule Requests.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

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Item 51 – (Comm. 1E-29) Health – WIC Program 10/1/03 – 9/30/04 – Project #867.

Received and referred to the HUMAN SERVICES COMMITTEE.

Item 52 – (Comm. 1E-30) Appointment to EC Deferred Compensation Committee.

RECEIVED, FILED & PRINTED.

January 5, 2004

The Honorable
 Erie County Legislature
 25 Delaware Avenue
 Buffalo, New York 14202

RE: Appointment to the Erie County Deferred Compensation Committee

Dear Members:

I hereby appoint the following individual to the Erie County Deferred Compensation Committee. He is the referred representative of his respective union.

Mike Smith
 Teamsters Local Union Number 264
 36 Tyrol Drive
 Cheektowaga, New York 14227-2715

Very truly yours,

JOEL A. GIAMBRA
 ERIE COUNTY EXECUTIVE

Cc: Mike Smith
 John Greenan, Commissioner of Personnel

Item 53 – (Comm. 1E-31) Health – Personnel Adjustment – Public Health Division.

Item 54 – (Comm. 1E-32) Social Services – Hospital Based Medicaid Examiners.

Item 55 – (Comm. 1E-33) Social Services – Authorization to Accept Credit Cards.

Item 56 – (Comm. 1E-34) Health – HIV/AIDS Adolescent Peer Educators Contract with American Red Cross – Buffalo Chapter.

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Item 57 – (Comm. 1E-35) Health & Emergency Medical Services – Transfer of Funds.

The above five items were received and referred to the HUMAN SERVICES COMMITTEE.

Item 58 – (Comm. 1E-36) Sheriff's Facilities Institutional Energy Services Performance Contracting Program – Services by CJ Brown.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 59 – (Comm. 1E-37) EC Correctional Facility Lock Replacement (AB-03-3).

Item 60 – (Comm. 1E-38) EC Courts Master Plan Implementation Renovations – Contingency Fund Increase.

The above two items were received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 61 – (Comm. 1E-39) EC Legislative Support for Passage of NY Senate Bill S.5329 – “Timothy’s Law”.

Received and referred to the HUMAN SERVICES COMMITTEE.

Item 62 – (Comm. 1E-40) Emergency Services – Revision of All-Hazard Mitigation Plan Grant from NYSEMO.

Item 63 – (Comm. 1E-41) Emergency Services – Authorization to Revise Grant Funding from NYSEMO to Update EC Comprehensive Emergency Management Plan.

Item 64 – (Comm. 1E-42) Emergency Services – Revision of Grants from USEPA.

Item 65 – (Comm. 1E-43) Emergency Services – Accept Donation of Sand Bags.

Item 66 – (Comm. 1E-44) CPS – Contract with Louis J. Oshier.

The above five items were received and referred to the PUBLIC SAFETY COMMITTEE.

Item 67 – (Comm. 1E-45) ECSD No.2 – Bluffs Subtrunk Project – Contract Change Order No.1 – SICAR.

Item 68 – (Comm. 1E-46) ECSD No.3 – Sanitary Sewer Rehabilitation Creekside Subdivision, Contract 11BV – R & D Engineering – Change Order No.1.

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ERIE COUNTY LEGISLATURE

Item 69 – (Comm. 1E-47) ECSDD No.6 – Engineering Service Agreements – Work Order PH-7 – Comm. 18E-41.

Item 70 – (Comm. 1E-48) ECSDD No.6 – Sludge Filter Press – Contract No.28STP “A” – General – Joseph Davis – Contract Close-Out.

Item 71 – (Comm. 1E-49) ECSDD No.3 – EC Sewer Agency Report – Increase & Improvement of Facilities (2003) Sewer Rehabilitation.

The above five items were received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 72 – (Comm. 1E-50) Contract/NYS Office of Parks, Recreation & Historic Preservation – Tow Path Park Project – Phase II.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 73 – (Comm. 1E-51) Collective Bargaining Agreement Between CSEA, Local 1000 AFSCME, AFL-CIO, Erie Unit Local 815 & EC for Period 1/1/04 – 12/31/06.

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

Item 74 – (Comm. 1E-52) Division of Real Property Tax Services Agreement with Town of Grand Island & Personal Services Agreements for Assessment Services.

Item 75 – (Comm. 1E-53) Grant Programs – Authorization to Contract.

The above two items were received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 76 – (Comm. 1E-54) Health – HIV Surveillance & Partner Notification Grant – 10/1/02 – 9/30/03 – Project #713.

Item 77 – (Comm. 1E-55) Health – Tuberculosis Elimination Activities Program – 2/1/03 – 1/31/04 – Project #869.

Item 78 – (Comm. 1E-56) Health – Childhood Lead Poisoning Prevention Program 1/1/03 – 12/31/03 – Project #852.

Item 79 – (Comm. 1E-57) Health – Immunization Action Plan – 4/1/03 – 3/31/04 – Project #872.

Item 80 – (Comm. 1E-58) Health – Healthy Neighborhoods Grant Revision – 10/1/02 – 9/30/03 – Project #715.

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ERIE COUNTY LEGISLATURE

Item 81 – (Comm. 1E-59) Health – Enhanced Drinking Water Protection Program Grant Revision (4/1/03 – 3/31/04) Project #855.

Item 82 – (Comm. 1E-60) Health – DEC Quality Plan Review Grant 4/1/01 – 3/31/04 – Project #512.

Item 83 – (Comm. 1E-61) Health – DEC Quality Plan Review Grant 4/1/00 – 3/31/04 – Project #387.

Item 84 – (Comm. 1E-62) Health – Ovarian Cancer Awareness Program – 9/1/03 – 8/30/04

Item 85 – (Comm. 1E-63) Health – Personnel Adjustment.

Item 86 – (Comm. 1E-64) Health – Enhanced Drinking Water Protection Program Grant Revision (4/1/00 – 3/31/03) – Project #691.

The above eleven items were received and referred to the HUMAN SERVICES COMMITTEE.

Item 87 – MS. MARINELLI presented the following resolution and moved for immediate consideration. MR. SMITH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 3

Re: Lease for Legislative Office Space.
 (Comm. 1E-65)

RESOLVED, that the County Executive is hereby authorized to sign a Two (2) Year Lease Agreement between Bernard L. Rusiniak, Sr. located at 2956 Union Road, Cheektowaga, New York, and Erie County for Legislative Office Space for Erie County Legislator Raymond K. Dusza at a cost of \$707.78 per month.

MS. MARINELLI moved the approval of the resolution. MR. SMITH seconded. MR. DUSZA abstained.

CARRIED. (14 - 0)

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ERIE COUNTY LEGISLATURE

COMMUNICATIONS FROM THE DEPARTMENTS

FROM ECMC

Item 88 – (Comm. 1D-1) Agenda & Minutes.

Received and filed.

FROM THE COUNTY ATTORNEY

Item 89 – (Comm. 1D-2) Certified Copy of Local Law No. 7 – 2003 (LL Intro No.13 -2003).

RECEIVED, FILED & PRINTED.

December 12, 2003

VIA HAND DELIVERY

Ms. Laurie A. Manzella, Clerk
Erie County Legislature
25 Delaware Avenue, 7th Floor Buffalo, New York 14202

RE: LOCAL LAW No. 7-2003

Dear Laurie:

Enclosed is a certified copy of the above-referenced law for your files.

Very truly yours,

FREDERICK A. WOLF
Erie County Attorney

Enclosure

cc: Frederick A. Wolf, Erie County Attorney (w/o enclosure)

A Public Hearing was held on the foregoing Local Law Intro. No. 13-2003 on Tuesday, December 2, 2003, due notice thereof having been published in the official newspapers of the County of Erie designated for this purpose, and after due deliberation thereon, I, JOEL A. GIAMBRA, County Executive of Erie County, do hereby APPROVE and SIGN said Local Law this 2ND day of December, 2003.

JOEL A. GIAMBRA

MEETING NO. 1
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ERIE COUNTY LEGISLATURE

FROM THE BUFFALO & ERIE COUNTY PUBLIC LIBRARY

Item 90 – (Comm. 1D-3) Agenda & Minutes.

Received and filed.

FROM THE COUNTY ATTORNEY

Item 91 – (Comm. 1D-4) Copy of Letter to Legislator McCarville Re: Mid-Year Budget Transfers.

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

Item 92 – (Comm. 1D-5) Certified Copy of Local Law No.8 – 2003 (LL Intro No.14 – 2003).

RECEIVED, FILED & PRINTED.

December 19, 2003

VIA HAND DELIVERY

Ms. Laurie A. Manzella, Clerk
Erie County Legislature
25 Delaware Avenue, 7th Floor
Buffalo, New York 14202

RE: LOCAL LAW No. 8-2003

Dear Laurie:

As we discussed, enclosed are three (3) certified copies of the above-referenced law. I had enough original signatures from the County Executive, so I was able to give you three fully original documents. !

Have a great holiday!

Very truly yours,

FREDERICK A. WOLF
Erie County Attorney

BY: MELISSA O. HEIMERL
Assistant County Attorney

Enclosure

MEETING NO. 1
January 8, 2004

ERIE COUNTY LEGISLATURE

A Public Hearing was held on the foregoing Local Law Intro. No. 14-2003 on Friday, December 19, 2003, due notice thereof having been published in the official newspapers of the County of Erie designated for this purpose, and after due deliberation thereon, I, JOEL A. GIAMBRA, County Executive of Erie County, do hereby APPROVE and SIGN said Local Law this 19th day of December, 2003.

JOEL A. GIAMBRA

FROM THE CLERK OF THE LEGISLATURE

Item 93 – (Comm. 1D-6) Copy of Letter to NYS Attorney General Re: Local Law No.8 – 2003.

Item 94 – (Comm. 1D-7) Copy of Letter to Commissioner of NYSDEC.

The above two items were received and filed.

FROM DEP

Item 95 – (Comm. 1D-8) ECSD No.5 – Modification of Plans (2003).

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE COUNTY ATTORNEY

Item 96 – (Comm. 1D-9) Copy of Letter to Legislator Weinstein Re: Department of Social Services.

Received and referred to the HUMAN SERVICES COMMITTEE.

FROM THE CLERK OF THE LEGISLATURE

Item 97 – (Comm. 1D-10) Notice of Legislative Re-Organizational Session to be Held 1/8/04.

RECEIVED, FILED & PRINTED.

MEETING NO. 1
January 8, 2004

ERIE COUNTY LEGISLATURE

December 30, 2003

TO THE MEMBERS OF THE LEGISLATURE:

PLEASE TAKE NOTICE that, pursuant to the attached communication, *2004 SCHEDULE OF LEGISLATIVE SESSIONS*, a meeting to organize the Erie County Legislature for the year 2004 will be held in the Legislative Chambers, 92 Franklin Street, Ceremonial Courtroom, Part 6, Buffalo, New York on the 8th day of January, 2004 at 2 o'clock in the afternoon of that day, and a Chairman of said Legislature for the year 2004 will then be selected, and you are hereby notified to be present at such time and place as aforesaid.

LAURIE A. MANZELLA
Clerk
Erie County Legislature

ATTACHMENT

FROM ECMC

Item 98 – (Comm. 1D-11) Financial Statements for 11/03.

Received and filed.

FROM ECC

Item 99 – (Comm. 1D-12) Agenda & Minutes.

Received and filed.

FROM BUDGET DIRECTOR

Item 100 – (Comm. 1D-13) Budget Monitoring Report for Period Ending 9/30/03.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM ECC

Item 101 – (Comm. 1D-14) Minutes.

Received and filed.

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ERIE COUNTY LEGISLATURE

FROM THE COUNTY ATTORNEY

Item 102 – (Comm. 1D-15) Transmittal of New Claims against Erie County.

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

Item 103 – (Comm. 1D-16) ECIDA's Fiscal Year 2004 Budget.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM DEP

Item 104 – (Comm. 1D-17) SEQR – Solicitation for Lead Agency Status EC Southtowns Wastewater Treatment Plant Disinfection System Modifications.

Item 105 – (Comm. 1D-18) SEQR - Solicitation for Lead Agency Status Lackawanna Wastewater Treatment Plant Disinfection System Modifications.

The above two items were received and referred to ENERGY & ENVIRONMENT COMMITTEE.

FROM ECMC CORPORATION

Item 106 – (Comm. 1D-19) Notice of Change in Meeting of Board of Directors.

Received and filed.

FROM THE CLERK OF THE LEGISLATURE

Item 107 – (Comm. 1D-20) Agenda Items Received & Filed as of 12/31/03.

RECEIVED, FILED & PRINTED.

MEETING NO. 1
January 8, 2004

ERIE COUNTY LEGISLATURE

January 6, 2004

To: Erie County Legislators & Staff
From: Laurie A. Manzella, Clerk
Subject: **AGENDA ITEMS RECEIVED & FILED AS OF 12/31/03**

In accordance with Rule No. 5.05 of the Erie County Legislature's Rules of Order, please be advised that the attached list represents all items (local laws, resolutions, departmental and miscellaneous communications) that have been removed from the Agenda of the Legislature (including all committee agendas) as of December 31, 2003.

All of the items on the list were "clocked-in" on or before December 31, 2002. Items clocked-in on or after January 1, 2003, remain on the Legislature's Agenda.

If you have any questions, please contact me at 858-8377.

ATTACHMENT

c: Hon. Joel A. Giambra, Erie County Executive (*w/ attachment*)
Hon. Frank J. Clark, Erie County District Attorney (*w/ attachment*)
Hon. Patrick M. Gallivan, Erie County Sheriff (*w/ attachment*)
Hon. Nancy A. Naples, Erie County Comptroller (*w/ attachment*)
Hon. David J. Swarts, Erie County Clerk (*w/ attachment*)
Other Interested Parties (*w/ attachment*)

ITEMS RECEIVED AND FILED AS OF 12/31/03

PAGE

SUBMITTER	DATE OF CLOCK-IN	LEG ID #	DESCRIPTION	COMMITTEE ASSIGNMENT	PAGE REF	COMM ACTION	LEGISLATIVE ACTION	FIN ACT	DATE	PAGE
BUDGET, MANAGEMENT & FINANCE	01/08/02	1 D-16	OPEN ITEM: Capital Projects & Use of Tobacco Money	FINANCE & MANAGEMENT		TAB	R&F		12/31/03	
BUFFALO & ERIE COUNTY PUBLIC LIBRARY	01/16/02	3 D-7	COPY OF LETTER TO LEGISLATORS MARINELLI & DEBENEDETTI Re: MORATORIUM ON NEW LIBRARY BUILDING OR EXPANSION	COMMUNITY ENRICHMENT		TAB	R&F		12/31/03	
COUNTY EXECUTIVE	01/22/02	3 E-28	OPEN ITEM: Erie County Courts Renovations Projects	ECONOMIC DEVELOPMENT		TAB	R&F		12/31/03	
COUNTY EXECUTIVE	01/22/02	3 E-29	OPEN ITEM: Federal Aid Projects	ECONOMIC DEVELOPMENT		TAB	R&F		12/31/03	
COUNTY EXECUTIVE	01/22/02	3 E-30	OPEN ITEM: New Youth Detention Facility	ECONOMIC DEVELOPMENT		TAB	R&F		12/31/03	
COUNTY EXECUTIVE	02/05/02	4 E-21	OPEN ITEM: Erie County ERP Project Authorization to Enter Into Contract	GOVERNMENT AFFAIRS		TAB	R&F		12/31/03	
PEOPLES	04/22/02	1L 4-1	A 1L in Rel to a County-Wide Notification Requirement for Commercial & Residential Lawn Pesticide Application				R&F		12/31/03	

SUBMITTER		DATE OF CLOCK-IN	LEG ID #	DESCRIPTION	COMMITTEE ASSIGNMENT	PAGE REF	COMM ACTION	FIN ACT	DATE	PAGE
PEOPLES, MARINELLI & FISHER		08/28/02	LL 4-2	A LL in Rel to a County-Wide Notification Requirement for Commercial & Residential Lawn Pesticide Application						
SWANICK, FISHER, KUWIK, SCHROEDER, HOLT, PEOPLES, DALE, DUSZA & MARINELLI		06/12/02	LL 5-1	A LL in Rel to Mandatory Certification Requirement for Expenditures from Erie County's Tobacco Trust Fund(s)	FINANCE & MANAGEMENT		TAB	R&F	12/31/03	
DALE, SWANICK & HOLT		03/05/02	INT 6-3	Support for One Regional Industrial Development Agency for Erie County	ECONOMIC DEVELOPMENT		TAB	R&F	12/31/03	
SWANICK, KUWIK, HOLT, SCHROEDER, FISHER, DALE, PEOPLES & DUSZA		06/24/02	LL 7-1	A LL Amd LL No.1-1959, Constituting the EC Charter, as Amd, in Rel to Composition of County Legislative Districts						
SWANICK, MARINELLI, FISHER & DALE		04/09/02	INT 8-9	Affordable Health Insurance for Erie County Government Retirees	FINANCE & MANAGEMENT		TAB	R&F	12/31/03	
SCHROEDER, FISHER, DALE, PEOPLES, HOLT, KUWIK, SWANICK, & DUSZA		05/07/02	INT 10-9	County Assistance to Preserve Public Safety in the City of Buffalo	FINANCE & MANAGEMENT		TAB	R&F	12/31/03	
GREENAN, MAJORITY CAUCUS		05/16/02	INT 11-2	Amending NYS Insurance Law to Use Lands for Recreational Activities	ENERGY & ENVIRONMENT		TAB	R&F	12/31/03	

ITEMS RECEIVED AND FILED AS OF 12/31/03

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LEGISLATIVE ACTION

ITEMS RECEIVED AND FILED AS OF 12/31/03				LEGISLATIVE ACTION					
SUBMITTER	DATE OF CLOCK-IN	LEG ID #	DESCRIPTION	COMMITTEE ASSIGNMENT	PAGE REF	COMM ACTION	FIN ACT	DATE	PAGE
SWANICK, KUWIK, HOLT, FISHER, DALE, PEOPLES & DUSZA	05/21/02	INT 11-6	Support for Elimination of the Lackawanna, Ogden Street, Breckenridge & Grand Island Toll Barriers	ECONOMIC DEVELOPMENT		TAB	R&F	12/31/03	
PEOPLES & FISHER	05/21/02	INT 11-12	Closing Buffalo's School Budget Gap	FINANCE & MANAGEMENT		TAB	R&F	12/31/03	
SWANICK, KUWIK, FISHER, DALE, PEOPLES, DUSZA & MARINELLI	05/21/02	INT 11-17	Requesting a Status Report on Adelpia Waterfront Development Project	ECONOMIC DEVELOPMENT		TAB	R&F	12/31/03	
COUNTY EXECUTIVE	06/18/02	13 E-42	OPEN ITEM: New Central Police Public Safety Campus	PUBLIC SAFETY		TAB	R&F	12/31/03	
SWANICK, DUSZA, KUWIK, HOLT, FISHER & PEOPLES	06/18/02	INT 13-6	Support for Increasing NYS's Minimum Wage	FINANCE & MANAGEMENT		TAB	R&F	12/31/03	
UB INSTITUTE FOR LOCAL GOVERNANCE & REGIONAL GROWTH	06/28/02	14 M-10	Cultural Tourism in Buffalo - Niagara Region	COMMUNITY ENRICHMENT		TAB	R&F	12/31/03	
PEOPLES & FISHER AS AMENDED	07/09/02	INT 14-5	Support for Neighborhood Reinvestment Act 2002	COMMUNITY ENRICHMENT		TAB	R&F	12/31/03	
DEBENEDETTI	08/22/02	16 E-13	Copy of Letter to County Attorney Re: Adelpia Memorandum of Understanding	ECONOMIC DEVELOPMENT		TAB	R&F	12/31/03	

ITEMS RECEIVED AND FILED AS OF 12/31/03

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SUBMITTER	DATE OF CLOCK-IN	LEG ID #	DESCRIPTION	COMMITTEE ASSIGNMENT	PAGE REF	COMM ACTION	LEGISLATIVE ACTION	FIN ACT	DATE	PAGE
DALE	09/12/02	17 E-4	COPY of Letter to Legislator Ranzenhofer Re: IDA Consolidation	ECONOMIC DEVELOPMENT		TAB	R&F		12/31/03	
SCHROEDER	10/10/02	19 E-5	COPY of Letter to Legislators Larson & Ranzenhofer Re: Lease Agreement for Ralph Wilson Stadium	FINANCE & MANAGEMENT		TAB	R&F		12/31/03	
SWANICK, KUWIK, FISHER, SCHROEDER, DALE & DUSZA	10/15/02	INT 19-2	Requesting Further Information be Provided to Legislature to Monitor Cost Effectiveness of Early Retirement Incentive Program	FINANCE & MANAGEMENT		TAB	R&F		12/31/03	
HOLT	10/15/02	INT 19-3	The Coalition of Impacted Neighborhoods (COIN) Toxic Bus Tour Campaign and Encouragement of Refinancing of Superfund & Enforcement of Clean Up	ENERGY & ENVIRONMENT		TAB	R&F		12/31/03	
MARINELLI, SWANICK, HOLT, KUWIK, DALE, PEOPLES & DUSZA	10/15/02	INT 19-5	Creating a Prioritized Long Term Plan for Necessary and Affordable Capital Expenditures	FINANCE & MANAGEMENT		TAB	R&F		12/31/03	
PEOPLES, HOLT & DALE	10/15/02	INT 19-6	Promoting Diversity on the Erie County Central Police Services Board	PUBLIC SAFETY		TAB	R&F		12/31/03	

SUBMITTER	DATE OF CLOCK-IN	LEG ID #	DESCRIPTION	COMMITTEE ASSIGNMENT	PAGE REF	COMM ACTION	LEGISLATIVE ACTION		
							FIN ACT	DATE	PAGE
COUNTY EXECUTIVE	10/18/02	20 E-2	Veto Message - Local Law Intro No.8 - 2002 (Pesticide Notification)				R&F	12/31/03	
COUNTY EXECUTIVE	11/04/02	20 E-47	OPEN ITEM: Sewer District Bond Authorization	ENERGY & ENVIRONMENT		TAB	R&F	12/31/03	
FISHER & PEOPLES	10/23/02	INT 20-1	Opposing Casino Gambling in Downtown Buffalo	REGIONALISM AD HOC		TAB	R&F	12/31/03	
SWANICK & KUWIK	11/19/02	INT 22-2	Restoring Snow Removal Funds to Cities of Lackawanna & Tonawanda in 2002 Erie County Budget	FINANCE & MANAGEMENT		TAB	R&F	12/31/03	
COUNTY EXECUTIVE	12/03/02	24 E-18	ECSD No.3 - Eminent Domain Proceedings - Contract No. 12AM - Greenmeadow Pumping Station Elimination	ENERGY & ENVIRONMENT		TAB	R&F	12/31/03	
COUNTY EXECUTIVE	12/03/02	24 E-19	ECSD No.2 - Authorization of Easement Acquisition - Town of Evans	ENERGY & ENVIRONMENT		TAB	R&F	12/31/03	
COUNTY EXECUTIVE	12/03/02	24 E-23	Installation of Artwork at ECC	COMMUNITY ENRICHMENT		TAB	R&F	12/31/03	

ITEMS RECEIVED AND FILED AS OF 12/31/03

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ERIE COUNTY LEGISLATURE

FROM THE DIRECTOR OF BUDGET, MANAGEMENT & FINANCE

Item 108 – (Comm. 1D-21) OPEN ITEM: Correction of Errors on Petitions.

Item 109 – (Comm. 1D-22) OPEN ITEM: Sales of County-Owned Inventory.

The above two items were received and referred to the FINANCE & MANAGEMENT COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE TOWN OF AMHERST

Item 110 – (Comm. 1M-1) Certified Resolution Re: Opposition to Consolidation of ECC Campuses.

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE TOWN OF COLDEN

Item 111 – (Comm. 1M-2) Certified Resolution Re: Support of Original Returnable Beverage Act of 1982.

Received and referred to the ENERGY ENVIRONMENT COMMITTEE.

Item 112 – (Comm. 1M-3) Certified Resolution Re: Opposition to Presidential Commission that Would Reduce Services of US Postal Service.

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE ERIE COUNTY ENVIRONMENTAL MANAGEMENT COUNCIL

Item 113 – (Comm. 1M-4) Meeting Notice & Agenda.

Received and filed.

FROM SENATOR RATH

Item 114 – (Comm. 1M-5) Receipt of Resolution.

Received and filed.

FROM SENATOR VOLKER

Item 115 – (Comm. 1M-6) Receipt of Resolution.

Received and filed.

FROM THE NYS DEPARTMENT OF AGRICULTURE & MARKETS

Item 116 – (Comm. 1M-7) Review of Plan to Modify EC Agricultural District No. 13.

Received and filed.

FROM THE EC MENTAL HYGIENE COMMUNITY SERVICES BOARD

Item 117 – (Comm. 1M-8) Notice of Special Board Meeting 2/13/04.

Received and filed.

FROM CONGRESSMAN QUINN

Item 118 – (Comm. 1M-9) Receipt of Resolution.

Received and filed.

FROM THE NYSDOH

Item 119 – (Comm. 1M-10) Copy of Final version of Health Consultation for Offsite Residential Properties Across from Former NL Industries Site in Erie County.

Received and referred to the HUMAN SERVICES COMMITTEE.

FROM THE ECIDA

Item 120 – (Comm. 1M-11) Notice of Board of Directors Meeting.

Received and filed.

FROM THE NFTA

Item 121 – (Comm. 1M-12) Board Minutes.

Received and filed.

FROM THE NYS BOARD OF REAL PROPERTY SERVICES

Item 122 – (Comm. 1M-13) List of Certified 2003 Class Equalization Rates.

Item 123 – (Comm. 1M-14) List of Certified 2003 State Equalization Rates.

The above two items were received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM SENATOR VOLKER

Item 124 – (Comm. 1M-15) Receipt of Resolution.

Received and filed.

FROM THE NYS ATTORNEY GENERAL

Item 125 – (Comm. 1M-16) Acknowledgement of Receipt of Pesticide Notification Law.

Received and filed.

FROM THE TOWN OF TONAWANDA

Item 126 – (Comm. 1M-17) Certified Resolution Re: Direct Payment of Sales Tax to Town.

Received and filed.

MEMORIAL RESOLUTIONS

Item 127 – Mr. Swanick requested that when the Legislature adjourns, it do so in memory of the United States soldiers serving overseas.

Item 128 – Ms. Marinelli requested that when the Legislature adjourns, it do so in memory of John Orlando.

Item 129 – Mr. DeBenedetti requested that when the Legislature adjourns, it do so in memory of Donald Wassan.

MEETING NO. 1
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ERIE COUNTY LEGISLATURE

Item 130 – Mr. Schroeder requested that when the Legislature adjourns, it do so in memory of Mr. Kobis.

Item 131 – Mr. Schroeder requested that when the Legislature adjourns, it do so in memory of Mr. Andy Reid.

Item 132 – Mr. Schroeder requested that when the Legislature adjourns, it do so in memory of Msg. William Stanton.

Item 133 – Mr. Dusza requested that when the Legislature adjourns, it do so in memory of Mr. Kevin Durkin.

ADJOURNMENT

Item 134 – At this time, there being no further business to transact, the Chairman announced that the Chair would entertain a Motion to Adjourn.

MS. MARINELLI moved that the Legislature adjourn until 2 p.m. Thursday, January 14, 2004. MR. RANZENHOFER seconded.

CARRIED UNANIMOUSLY.

The Chairman declared the Legislature adjourned until Thursday, January 14, 2004 at 2 p.m. Eastern Standard Time.

LAURIE A. MANZELLA
CLERK