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

The Roll being duly called by Mr. Robert M. Graber, Clerk of the Legislature, the following Legislators answered to wit:

1st District    2nd District
Daniel M. Kozub      Timothy M. Kennedy

3rd District        4th District
George A. Holt, Jr.          Michael H. Ranzenhofer

5th District        6th District
Kathy Konst       Maria R. Whyte

7th District        8th District
Demone A. Smith      Thomas J. Mazur

9th District        10th District
Cynthia E. Locklear     Michele M. Iannello

11th District       12th District
Lynn M. Marinelli         Robert B. Reynolds, Jr.

13th District       14th District
John J. Mills         Thomas A. Loughran

15th District
Barry A. Weinstein, MD

A Moment of Silence was held.

The Pledge of Allegiance was led by Mr. Kennedy.

Item 1 – Mr. Graber called for nominations for the Office of Chairman of the Legislature for the year 2007.

MS. WHYTE placed in nomination for Chairman of the Legislature LYNN M. MARINELLI. MR. MILLS seconded.

CARRIED UNANIMOUSLY.
We, the undersigned, representing a majority of the members of the Democratic Caucus in the Erie County Legislature do hereby nominate **LYNN M. MARINELLI** as Chairman of the Erie County Legislature for 2007

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<td>Thomas A. Loughran</td>
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MS. WHYTE moved that nominations be closed. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

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

AYES: MILLS, RANZENHOFER, WEINSTEIN, HOLT, IANNELLO, KENNEDY, KONST, KOZUB, LOCKLEAR, LOUGHRAN, MARINELLI, MAZUR, REYNOLDS, SMITH and WHYTE. (AYES 15, NOES 0)

MS. MARINELLI having received the required number of votes cast was declared duly elected CHAIRMAN OF THE ERIE COUNTY LEGISLATURE for the year 2007.

Item 2 – CHAIRMAN MARINELLI directed that the Rules of Legislature for 2007 be tabled.

Item 3 – CHAIRMAN MARINELLI called for nominations and election of the Clerk of the Legislature for the year 2007.

We, the undersigned, representing a Majority of the members of the Erie County Legislature do hereby designate **ROBERT M. GRABER** as Clerk of the Erie County Legislature for 2007.
MS. WHYTE moved for the approval of ROBERT M. GRABER as Clerk of the Legislature for 2007. MR. KOZUB seconded.

CARRIED UNANIMOUSLY

Item 4 – CHAIRMAN MARINELLI called for nominations for the Majority Leader of the Legislature for 2007.

MR. REYNOLDS placed in nomination for Majority Leader of the Legislature MARIA R. WHYTE. MS. IANNELLO seconded.

CARRIED UNANIMOUSLY.

MR. KENNEDY moved that nominations be closed. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

We, the undersigned, representing a Majority of the members of the Erie County Legislature do hereby nominate MARIA R. WHYTE as Majority Leader of the Erie County Legislature for 2007.
10th District  11th District
Michele M. Iannello  Lynn M. Marinelli

12th District  14th District
Robert B. Reynolds, Jr.  Thomas A. Loughran

MR. REYNOLDS moved for the approval of Maria R. Whyte as Majority Leader of the Legislature for 2007. MS. IANNELLO seconded.

CARRIED UNANIMOUSLY.

Item 5 – MR. WEINSTEIN placed in nomination for Minority Leader of the Legislature JOHN J. MILLS. MR. RANZENHOFER seconded.

CARRIED UNANIMOUSLY.

MR. WEINSTEIN moved that nominations be closed. MR. RANZENHOFER seconded.

CARRIED UNANIMOUSLY.

We, the undersigned, pursuant to the 2006 rules of the Erie County Legislature, do hereby designate JOHN J. MILLS as Minority Leader of the Erie County Legislature.

MICHAEL H. RANZENHOFER
4TH District

JOHN J. MILLS
13th District

BARRY A. WEINSTEIN
15TH District

MR. WEINSTEIN moved for the approval of John J. Mills as Minority Leader of the Legislature for 2007. MR. RANZENHOFER seconded.

CARRIED UNANIMOUSLY.

Item 6 – MS. WHYTE presented the following petition and moved for immediate consideration and approval. MR. MILLS seconded.

CARRIED UNANIMOUSLY.

We, the undersigned, a 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, 2007.
MS. WHYTE presented the following petition and moved for immediate consideration and approval. MR. MILLS seconded.

CARRIED UNANIMOUSLY.

We, the undersigned, a Majority Caucus of the Erie County Legislature, do hereby designate the following newspaper, *Lancaster Bee*, published in Lancaster, New York, having general circulation in the County of Erie, for the publication of all Concurrent Resolutions of the New York State Legislature, required by law to be published for the year 2007, effective January 1, 2007.
MR. MILLS presented the following petition and moved for immediate consideration and approval. MS. WHYTE seconded.

CARRIED UNANIMOUSLY.

January 8, 2007

We, the undersigned, a Majority of the Minority Caucus of the Erie County Legislature, do hereby designate the Amherst Bee, published in Amherst, 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, 2007.

MICHAEL H. RANZENHOFER
4th District

JOHN J. MILLS
13th District

BARRY A. WEINSTEIN
15th District

MR. MILLS presented the following petition and moved for immediate consideration and approval. MS. WHYTE seconded.

CARRIED UNANIMOUSLY.

January 8, 2007

We, the undersigned, a Majority of the Minority Caucus of the Erie County Legislature, do hereby designate the Southtowns Citizen, published in Orchard Park, New York, having general circulation in the County of Erie, as the official newspaper effective January 1, 2007 for the publication of Concurrent Resolutions.

MICHAEL H. RANZENHOFER
4th District

JOHN J. MILLS
13th District

BARRY A. WEINSTEIN
15th District

Item 7 – Mr. Mills moved for a suspension of the rules to include an item not on the agenda.

GRANTED.
MR. MILLS moved for immediate consideration and approval for the following petition. MR. RANZENHOFER seconded.

CARRIED UNANIMOUSLY.

We, the undersigned members of the Erie County Legislature, constituting members of the Minority Caucus, pursuant to the 2006 Rules of the Erie County Legislature, do hereby appoint Ronald P. Bennett as the Minority Counsel of the Erie County Legislature.

MICHAEL H. RANZENHOFER
4th District

JOHN J. MILLS
13th District

BARRY A. WEINSTEIN
15th District

Item 8 – No tabled items.

Item 9 – No items for reconsideration from previous meetings.

Item 10 – MS. WHYTE moved for the approval of minutes for Meeting 24 of 2006. MR. REYNOLDS seconded.

CARRIED UNANIMOUSLY.

Item 11 - No Public Hearings.

MISCELLANEOUS RESOLUTIONS

Item 12 – MS. LOCKLEAR presented a resolution Honoring the 2006 West Seneca Chamber of Commerce Inc. Award Winners.

Item 13 – MS. LOCKLEAR presented a resolution Naming 1/1/07 Noah Bryan Suckow Day in the 9th Legislative District in the County of Erie.

Item 14 – MS. MARINELLI and MS. IANNELLO presented a resolution Honoring Erie County Legislator Robert B. Reynolds Jr. Upon the Occasion of His Retirement from the Buffalo Ford Stamping Plant.

Item 15 - MS. MARINELLI and MS. IANNELLO presented a resolution Honoring William Mariani Upon the Occasion of His Retirement as President of ECC.

Item 16 – MS. MARINELLI presented a resolution Honoring Nancy Dispenza Upon the Occasion of Her Retirement From ECMC.
MS. WHYTE moved to consider the above five items. MS. LOCKLEAR seconded.

CARRIED UNANIMOUSLY.

MS. WHYTE moved to amend the above five items with Et Al sponsorship. MS. IANNELLO seconded.

CARRIED UNANIMOUSLY.

MS. WHYTE moved to approve the above five items as amended. MR. MAZUR seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 17 - CHAIRMAN MARINELLI directed that Local Law No. 4 (Print #1) 2006 remain on the table.

GRANTED.

Item 18 - CHAIRMAN MARINELLI directed that Local Law No. 5 (Print #1) 2006 remain on the table.

GRANTED.

Item 19 - CHAIRMAN MARINELLI directed that Local Law No. 6 (Print #1) 2006 remain on the table.

GRANTED.

Item 20 - CHAIRMAN MARINELLI directed that Local Law No. 8 (Print #1) 2006 remain on the table.

GRANTED.

COMMITTEE REPORTS

Item 21 – MR. KENNEDY presented the following report and moved for immediate consideration and approval. MS. WHYTE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 1

DECEMBER 13, 2006

ECONOMIC DEVELOPMENT COMMITTEE REPORT NO. 16
MEETING NO. 1
JANUARY 8, 2007
ERIE COUNTY LEGISLATURE

ALL MEMBERS PRESENT.

ALL ITEMS ARE HEREBY TABLED.

TIMOTHY M. KENNEDY
CHAIRMAN

LEGISLATOR RESOLUTIONS

Item 22 - CHAIRMAN MARINELLI directed the following resolution be sent to the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

INTRO 1-1 from KONST, IANNELLO, LOCKLEAR, REYNOLDS & LOUGHRAN Re: Twenty-Four Hour County Vehicles

Item 23 – MS. WHYTE presented the following resolution and moved for immediate consideration and approval. MS. IANNELLO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 2

A RESOLUTION TO BE SUBMITTED BY
LEGISLATORS MARINELLI, IANNELLO, LOUGHRAN, WHYTE, MILLS,
KOZUB, KENNEDY, HOLT, RANZENHOFER, KONST, SMITH,
MAZUR, LOCKLEAR, REYNOLDS AND WEINSTEIN

WHEREAS, The good news for the Town of Tonawanda, Erie County and Western New York that NRG Energy, Inc.’s CR Huntley Station has been conditionally selected by New York State as the advanced clean-coal power plant initiative designee is an encouraging milestone for the spirit of our community and continued economic growth of our area; as well as securing and adding good-paying jobs, added tax revenue to support local services, ensuring a healthier environment and reducing our dependence on imported energy; and

WHEREAS, The conditional selection of CR Huntley’s planned 680-megawatt power plant rests upon the strategic alliance between the New York Power Authority and NRG Energy working together to reduce the cost of the project and resulting lower cost for power generated by the plant in order to secure a long-term contract with the power authority; and

WHEREAS, In order to secure the permanent selection of CR Huntley, the NYPA and NRG Energy have eighteen months to reduce the cost of the project and/or secure additional funding; and
WHEREAS, A natural source of funding is the utilization of part of the $650 million in federal credits remaining from the 2006 Energy Policy Act which aims to advance clean-coal projects nationally, and/or granting federal tax-exempt financing for the project to further ensure its official selection and long-term viability.

NOW, THEREFORE, BE IT

RESOLVED, That the Erie County Legislature does hereby go on record in saluting the tentative selection of NRG Energy’s CR Huntley Station as the advanced clean-coal power plant initiative designee of New York State as a positive public policy decision both economically and environmentally; and be it further

RESOLVED, That this Legislature encourages NRG Energy and the New York Power Authority to continue their strategic alliance on behalf of the residents of WNY to ensure that the conditional selection of CR Huntley becomes permanent; and be it further

RESOLVED, That this legislative body respectfully submits that all stakeholders collaborate with the WNY delegation to Congress to encourage the federal government to issue much-needed federal tax credits through the utilization of part of the $650 million in federal credits remaining from the 2006 Energy Policy Act, and/or granting federal tax-exempt financing for the project to further ensure its official selection and long-term viability; and be it further

RESOLVED, That certified copies of this resolution be forwarded to New York Governor Eliot Spitzer, NRG Energy Inc., the Western New York Delegations to Congress and the New York State Legislature, Local #97 International Brotherhood of Electrical Workers Union, the New York Power Authority, and the United States Department of Energy.

FISCAL IMPACT: Positive for the spirit and economics Town of Tonawanda, Erie County and WNY residents, job prospects for residents in the construction and operation of the upgraded CR Huntley Station, and for the environment due to the reduction of harmful emissions linked to global warming.

Item 24 - CHAIRMAN MARINELLI directed the following resolution be sent to the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

INTRO 1-3 from MS. IANNELLO Re: Establishing an Employee Suggestion Program in Compliance With LL No.5 – 2004

Item 25 - CHAIRMAN MARINELLI directed the following resolution be sent to the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

INTRO 1-4 from MS. IANNELLO Re: Resolution Regarding Wireless Phones
COMMUNICATIONS DISCHARGED FROM COMMITTEE

None.

SUSPENSION OF THE RULES

Item 26 – MS. WHYTE moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 1E-23 from MS. MARINELLI Re: 2007 Committee Assignments

Received, Filed and Printed.

2007 Committee Assignments

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Item 27 – MS. WHYTE moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.


Received, Filed and Printed.

To: Robert M. Graber, Clerk
From: Lynn M. Marinelli, Chairperson
Subject: 2007 LEGISLATURE INVOCATION AND PLEDGE OF ALLEGIANCE SCHEDULE

ORDER OF NAMES – INVOCATION - PLEDGE

JANUARY
8 - Kozub and Kennedy
18 - Holt and Ranzenhofer

FEBRUARY
1 - Konst and Whyte
15 - Smith and Mazur

MARCH
1 - Locklear and Iannello
15 - Reynolds and Mills

APRIL
5 - Loughran and Weinstein
19 - Weinstein and Kozub

MAY
3 - Mills and Holt
17 - Iannello and Konst

JUNE
7 - Mazur and Smith
21 - Whyte and Locklear

JULY
12 - Ranzenhofer and Reynolds
19 - Kennedy and Loughran

AUGUST
Recess

SEPTEMBER
13 - Kozub and Kennedy
27 - Holt and Ranzenhofer

OCTOBER
11 - Konst and Whyte
25 - Smith and Mazur

NOVEMBER
15 - Locklear and Iannello
29 - Reynolds and Mills

DECEMBER
4 - Budget
6 - Loughran and Weinstein
Item 28 - MS. WHYTE moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

INTRO 1-5 from MARINELLI, Et Al Re: 2007 Erie County Capital Budget

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 29 – MS. WHYTE moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 1E-25 from MS. MARINELLI Re: Appointment to the Diversity Enhancement Committee.

Received, Filed and Printed.

January 8, 2007

Honorable Joel A. Giambra
95 Franklin Street
Buffalo, New York 14202

Dear Mr. Giambra:

Please be advised that pursuant to the language of Intro 24-4, as amended which was approved by the Erie County Legislature on December 14, 2006, I am appointing Legislator Demone A. Smith to serve as my appointment to the Diversity Enhancement Committee.

It should be noted that the resolution creating the Diversity Enhancement Committee requires that this committee be appointed and begin its work by January 15, 2007.

Sincerely,

Lynn M. Marinelli
Chair, Erie County Legislature

cc: Legislator Demone A. Smith
    Ms. Jacqueline Stover, Commissioner Office of Public Advocacy
FROM THE COUNTY EXECUTIVE

Item 30 – MS. WHYTE presented the following resolution and moved for immediate consideration and approval. MS. LOCKLEAR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 3 RE: Reappointment to the ECMC Board of Directors (COMM. 1E-1)

RESOLVED, the Erie County Legislature does hereby approve the reappointment of the following individual to the Board of Directors of the Erie County Medical Center Corporation for a five (5) year term beginning January 1, 2007.

Dr. Joseph A. Zizzi, Sr.
David K. Miller Building
462 Grider Street
Buffalo, New York 14215

FROM LEGISLATOR IANNELLO

Item 31 – (COMM. 1E-2) Copy of Letter to Buffalo Bills VP of Public Affairs Re: Declination of Game Tickets

Received and filed.

FROM THE COUNTY EXECUTIVE

Item 32 – (COMM. 1E-3) Copy of Letter to ECFSA Re: Four-Year Plan for FY 2007-2010

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COMPTROLLER

Item 33 – (COMM. 1E-4) Apportionment & Distribution of New Collections from the Local 4.75% Sales and Compensating Use Tax for 10/06 - 12/06

Received and filed.

FROM THE COUNTY CLERK

Item 34 – (COMM. 1E-5) Resignation of Office

Received, Filed and Printed.

January 1, 2007
Hon. Eliot Spitzer  
Governor of the State of New York  
The Capital  
Albany, New York 12224

Re: Resignation of Office

Dear Gov. Spitzer:

I, David J. Swarts, hereby resign my office of Erie County Clerk, effective today at 11:59 p.m.

By copy of this letter to the listed recipients, please receive and file this notice accordingly.

Sincerely,

DAVID J. SWARTS  
Erie County Clerk

Cc: Lorraine Cortex-Vazquez, Acting Secretary of State  
   Joel Giambra, Erie County Executive  
   Lynn Marinelli, Chair – Erie County Legislature  
   Robert Graber, Clerk – Erie County Legislature  
   John Greenan, Commissioner of Personnel

FROM THE COMPTROLLER

Item 35 – (COMM. 1E-6) Ralph Wilson Stadium Bond Resolution

Item 36 – (COMM. 1E-7) Erie Community College City Campus Bond Resolution

Item 37 – (COMM. 1E-8) 2007 Budget Adjustments

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

FROM LEGISLATOR RANZENHOFER

Item 38 – MS. WHYTE presented the following resolution and moved for immediate consideration and approval. MR. MILLS seconded. MR. RANZENHOFER abstained.

CARRIED (14-0-1).

RESOLUTION NO. 4

RESOLVED, the Erie County Executive is hereby authorized to sign a Ten and a Half (10.5) Month Lease Agreement with North Forest Properties #5 LLC for Legislative office space for
Michael Ranzenhofer, located at 8203 Main Street, Suite 4, Williamsville, New York 14221 for a monthly rate of $600.

FROM THE COUNTY EXECUTIVE

Item 39 – (COMM. 1E-10) ECSD No. 3 - Town of Hamburg - Proposed Agreement

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 40 – MS. WHYTE presented the following resolution and moved for immediate consideration and approval. MR. MAZUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 5

WHEREAS, the Department of Social Services has completed a Request for Proposals process to identify a provider of nursing assessment services to the elderly and disabled Medicaid population in Erie County, and

WHEREAS, the nursing assessments are required in conjunction with social assessments performed by department staff in developing and authorizing home-based personal care plans for this population, and these plans are part of the long term care case management and gate-keeping functions of the department’s CASA (Community Alternative Systems Agency) operation, and

WHEREAS, the previous contract for this nursing assessment services with Coordinated Care Management Corporation was terminated effective December 29, 2006, and

WHEREAS, the notice of Request for Proposals was published in the Buffalo News and was posted on the County web site and responses were received from the American Red Cross, the Wellness Medical Practice and Jewish Family Services of Buffalo and Erie County, and

WHEREAS, staff from the Department of Social Services independently blind-scored these responses according to the quality of the presentation, cost and experience with a similar project and have selected Jewish Family Services, and

WHEREAS, approval of this resolution will provide for the expeditious transfer of the contract to Jewish Family Services and will facilitate continuity of care and will also minimize the need to provide payment under short term fee-for-service transition contracts with individual nurses, and

WHEREAS, there is no fiscal impact to this resolution as the contract is fully funded in the 2007 Adopted Budget and expenses are 100% reimbursed.

NOW, THEREFORE, BE IT
RESOLVED, that the County Executive and the Commissioner of Social Services are authorized to execute necessary contracts and agreements for this program, and be it further

RESOLVED, the redesignation of the appropriation line from funding identified in the 2007 Adopted Budget for Coordinated Care Management Corporation to the contract with Jewish Family Services and execution of that contract is hereby authorized, and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive, the Commissioner of the Department of Social Services, the Erie County Comptroller and the Director of the Division of Budget, Management and Finance.

Item 41 – (COMM. 1E-12) ECSSTA - Siemens Building Technologies, Inc. - Energy Performance Contract - Change Order No. 5

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 42 – (COMM. 1E-13) Grant Programs - Authorization to Contract

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 43 – (COMM. 1E-14) Enclosed One Person Plow Agreement

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 44 – (COMM. 1E-15) ECSD No. 3 & STSTA - Engineer Term Agreement - Work Order: GPI-10

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 45 – (COMM. 1E-16) Senior Services - Authorization to Establish the ORT Grant & to Amend the III-B, III-C-1 and WRAP-SOFA Grants

Received and referred to the HUMAN SERVICES COMMITTEE.

Item 46 – (COMM. 1E-17) ECSD No. 3 - Proposed Operations and Maintenance Agreement - Wanakah Sewer District


Item 49 – (COMM. 1E-20) ECSD No. 3 - Proposed Operations and Maintenance Agreement - Woodlawn Sewer District
Item 50 – (COMM. 1E-21) ECSD No. 6 - Southtowns Sewage Treatment Agency - Contract No. 6ST-A, General Contract Close Out

Item 51 – (COMM. 1E-22) DEP - Assistance Amendment Execution and Budget Revision for the Erie County Tribal Community RTAP Project

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

COMMUNICATIONS FROM THE DEPARTMENTS

FROM ERIE COMMUNITY COLLEGE

Item 52 – (COMM. 1D-1) Notice of Board of Trustees Meeting Held 12/20/06

Received and filed.

FROM THE COUNTY ATTORNEY

Item 53 – (COMM. 1D-2) Transmittal of New Claims Against Erie County

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE BUFFALO & ERIE COUNTY PUBLIC LIBRARY

Item 54 – (COMM. 1D-3) Agenda for Meeting Held 12/21/06

Received and filed.

FROM ERIE COMMUNITY COLLEGE

Item 55 – (COMM. 1D-4) Notice of Agenda for Meeting Held 12/20/06

Received and filed.

FROM THE COUNTY ATTORNEY

Item 56 – (COMM. 1D-5) Notice of Public Hearing - LL Intro No. 11-2006

Received, Filed and Printed.

TO: PLEASE SEE LIST BELOW
FROM: Brian D. White, Assistant County Attorney
DATE: December 21, 2006
Enclosed for your information is a copy of the Notice of Public Hearing for the above-captioned Local Law Intro., which was approved by the Erie County Legislature on December 14, 2006, and which will be published in the County’s two official newspapers next week.

Attachment

Hon. Lynn M. Marinelli, Chair
Hon. Maria R. Whyte, Majority Leader
Hon. Barry A. Weinstein, M.D., Minority Leader
Hon. Daniel M. Kozub
Hon. Timothy M. Kennedy
Hon. George A. Holt, Jr.
Hon. Michael H. Ranzenhofer
Hon. Kathy Konst
Hon. Demone A. Smith
Hon. Thomas J. Mazur
Hon. Cynthia E. Locklear
Hon. Michele M. Iannello
Hon. Robert B. Reynolds, Jr.
Hon. John J. Mills
Hon Thomas A. Loughran
Robert Graber, Clerk, Erie County Legislature
Sean Ryan, Chief of Staff
Warren Galloway, Senior Executive Assistant to the County Executive
Matthew Spina, The Buffalo News

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Erie County Executive, Joel A. Giambra, will hold a public hearing on Thursday, January 4 at 10:00 a.m. concerning:

A LOCAL LAW in relation to support of the Buffalo and Erie County Public Library.

The hearing will be held in the County Executive Conference Room 95 Franklin Street, 16th Floor, in the City of Buffalo, New York.

On December 14, 2006, the Erie County Legislature adopted Erie County Local Law Intro. No. 11-2006. Copies of the proposed local law are available for public inspection in the office of the Clerk of the Erie County Legislature, on the 4th Floor of 92 Franklin Street, in the City of Buffalo, New York.

JOEL A. GIAMBRA
Erie County Executive

Item 57 – (COMM. 1D-6) ECFSA

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE CLERK OF THE LEGISLATURE

Item 58 – (COMM. 1D-7) Agenda Items Received and Filed on 12/31/06

Received, Filed and Printed.

January 2, 2007

TO: Erie County Legislators

FROM: Robert M. Graber, Clerk

REFERENCE: Agenda Items Received and Filed on 12/31/06

In accordance with Section 5.05 of the Erie County Legislature’s 2006 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, 2006.

All of these items were clocked-in on or before December 31, 2005. Items clocked-in after that date remain on the Legislature’s agenda.

Attachment – List of Received and Filed Items

Cc: Erie County Executive
    Erie County Clerk
    Erie County Comptroller
    Erie County District Attorney
    Erie County Sheriff
    Other Interested Parties

<table>
<thead>
<tr>
<th>Item Name</th>
<th>Session</th>
<th>Year</th>
<th>From</th>
<th>Subject</th>
<th>Committee</th>
</tr>
</thead>
<tbody>
<tr>
<td>INTRO 13-7</td>
<td>13</td>
<td>2005</td>
<td>KENNEDY</td>
<td>Support For Fair Work At The Bass Pro Redevelopment Project</td>
<td>Economic Development</td>
</tr>
<tr>
<td>COMM. 28E-15</td>
<td>28</td>
<td>2005</td>
<td>COUNTY EXECUTIVE</td>
<td>Open Item - Sewer District Bond Authorization</td>
<td>Energy &amp; Environment</td>
</tr>
<tr>
<td>Item</td>
<td>Sponsor</td>
<td>Date</td>
<td>Author</td>
<td>Description</td>
<td></td>
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<td></td>
</tr>
<tr>
<td>LL INT 12-1</td>
<td>27</td>
<td>2005</td>
<td>MARINELLI</td>
<td>A LL Amending the EC Charter &amp; EC Administrative Code as Amended, in Relation to the Titles and Positions of Deputy Commissioner and Deputy Director</td>
<td></td>
</tr>
<tr>
<td>COMM. 23E-14</td>
<td>23</td>
<td>2005</td>
<td>COUNTY EXECUTIVE</td>
<td>DISS - SAP Plant Maintenance Implementation &amp; Support for DPW, Parks Dept., Fleet Division &amp; Division of Sewerage Management</td>
<td></td>
</tr>
<tr>
<td>LL INT 7-1</td>
<td>10</td>
<td>2005</td>
<td>SMITH</td>
<td>The Local Law To Retain Jobs in NYS</td>
<td></td>
</tr>
</tbody>
</table>

**FROM ERIE COMMUNITY COLLEGE**

Item 59 – (COMM. 1D-8) Minutes of 11/29/06 Board of Trustees Meeting

Received and filed.

**FROM THE CLERK OF THE LEGISLATURE**

Item 60 – (COMM. 1D-9) 2007 Committee Assignments

Received and filed.

**COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES**

**FROM THE TOWN OF EVANS**

Item 61 – (COMM. 1M-1) Copy of Letter to Sheriff Re: Heliport

Received and referred to the PUBLIC SAFETY COMMITTEE.

**FROM THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION**

Item 62 – (COMM. 1M-2) Brownfield Cleanup Program - Former Buffalo China Site

Received and filed.

**FROM THE BUFFALO COMMON COUNCIL**

Item 63 – (COMM. 1M-3) City of Buffalo "Obscenity" Ordinance

Received and filed.

**FROM SENATOR RATH**

Item 64 – (COMM. 1M-4) Receipt of Certified Resolution

Received and filed.
FROM THE NYS FISH & WILDLIFE MANAGEMENT BOARD

Item 65 – (COMM. 1M-5) Region 9 FWMA Board Minutes

Received and filed.

FROM THE CHEEKTOWAGA TOWN BOARD

Item 66 – (COMM. 1M-6) Certified Resolution Re: Memorialize Erie County to Renovate/Replace Certain Erie County Fire Training Facilities

Received and filed.

FROM JOSEPH H. HUFFNAGLE

Item 67 – (COMM. 1M-7) Erie County Home Electrical System

Received and referred to the HEALTH COMMITTEE.

FROM THE NIAGARA FRONTIER TRANSPORTATION AUTHORITY

Item 68 – (COMM. 1M-8) NFTA Board Minutes for Meeting Held 11/27/06

Received and filed.

FROM THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Item 69 – (COMM. 1M-9) Designation of SEQR Lead Agency - Expansion of Tow Path Park

Received and filed.

FROM THE VILLAGE OF ANGOLA

Item 70 – (COMM. 1M-10) Certified Resolution Re: Elimination of Lackawanna Toll Barrier

Received and filed.

FROM THE NIAGARA FRONTIER TRANSPORTATION AUTHORITY

Item 71 – (COMM. 1M-11) Annual Operating Budget for FY Ending 3/31/08

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.
Item 72 – (COMM. 1M-12) Copy of Letter to Iannello Re: Logging in Erie County Forests
Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE NYS SHERIFFS ASSN.

Item 73 – (COMM. 1M-13) Telephone Service for County Jails
Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE NYS COMMISSIONER OF JURORS

Item 74 – (COMM. 1M-14) Minutes of 12/15/06 Annual Jury Board Minutes
Received and filed.

MEMORIAL RESOLUTIONS

Item 75 – Ms. Marinelli and Mr. Mills requested that when the Legislature adjourns, it do so in memory of Edith Rubin.

Item 76 – Ms. Marinelli and Mr. Mills requested that when the Legislature adjourns, it do so in memory of Dorothy Ryan.

Item 77 – Ms. Whyte requested that when the Legislature adjourns, it do so in memory U.S. soldiers serving in Iraq.

Item 78 – Mr. Holt requested that when the Legislature adjourns, it do so in memory of Lillie Bell Mitchell.

Item 79 – Ms. Konst requested that when the Legislature adjourns, it do so in memory of Vincent Arcadia.

Item 80 – Mr. Smith requested that when the Legislature adjourns, it do so in memory of the victims of the first two homicides in the City of Buffalo in 2007.

Item 81 – Mr. Smith requested that when the Legislature adjourns, it do so in memory of James Brown.

Item 82 – Mr. Mazur requested that when the Legislature adjourns, it do so in memory of Carmen F. Deveso.

Item 83 – Mr. Ranzenhofer requested that when the Legislature adjourns, it do so in memory of Gerald Ford.

ADJOURNMENT
Item 84 - At this time, there being no further business to transact, the Chairman announced that the Chair would entertain a Motion to Adjourn.

MR. SMITH moved that the Legislature adjourn until Thursday, January 18, 2007 at 2 p.m. Eastern Standard Time. MS. IANNELLO seconded.

CARRIED UNANIMOUSLY.

The Chairman declared the Legislature adjourned until Thursday, January 18, 2007 at 2 p.m. Eastern Standard Time.

ROBERT M. GRABER
CLERK OF THE LEGISLATURE