

**ERIE COUNTY LEGISLATURE
SPECIAL MEETING
MEETING NO. 16
AUGUST 25, 2009**

The Legislature was called to order by Chair Marinelli.

All members present, except Legislator Kozub.

An Invocation was held, led by Ms. Grant, who read a prayer in remembrance of City of Buffalo Firefighters Lt. Charles 'Chip' McCarthy Jr. and Jonathan Croom, who died battling a fire in Buffalo on August 24, 2009.

The Pledge of Allegiance was led by Mr. Mills.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE COUNTY EXECUTIVE

Item 1 – MS. WHYTE presented the following resolution and moved for immediate consideration and approval. MS. MILLER-WILLIAMS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 219

RE: Appointment of Commissioner
of Public Advocacy
(COMM. 16E-1)

RESOLVED, the Erie County Legislature hereby confirms the appointment of Sawrie Becker as Commissioner of Public Advocacy.

Item 2 – MS. WHYTE presented the following resolution and moved for immediate consideration and approval. MS. IANNELLO seconded.

CHAIR MARINELLI directed that a roll-call vote be taken.

AYES: MR. MILLS, MR. RATH, MR. WALTER, MS. GRANT, MS. IANNELLO, MR. KENNEDY, MR. LOUGHRAN, CHAIR MARINELLI, MR. MAZUR, MR. REYNOLDS, MS. WHYTE and MR. WROBLEWSKI. NOES: MS. MILLER-WILLIAMS. (AYES: 12; NOES: 1)

CARRIED.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 220

RE: Appointment of Commissioner
of Environment & Planning
(COMM. 16E-2)

RESOLVED, the Erie County Legislature hereby confirms the appointment of Kathy Konst as Commissioner of Environment & Planning.

FROM CHAIR MARINELLI

Item 3 – (COMM. 16E-3) Letter to Legislature Clerk Calling Special Meeting

Received, Filed and Printed.

August 21, 2009

Mr. Robert M. Graber
Clerk, Erie County Legislature
92 Franklin Street, 4th Floor
Buffalo, N.Y. 14202

Dear Mr. Graber:

Pursuant to Rule 2.02 of the Rules of Order of the Erie County Legislature, you are hereby directed to call a Special Meeting of the Erie County Legislature to be held on TUESDAY, AUGUST 25, 2009 at ELEVEN O'CLOCK in the morning of that day in the Erie County Legislature Chambers on the 4th Floor of Old County Hall, 92 Franklin Street, in the City of Buffalo, New York.

Items on the agenda will include consideration of COMM. 16E-1 (2009), Appointment of Erie County Commissioner of Public Advocacy; COMM. 16E-2 (2009), Appointment of Erie County Commissioner of Environment & Planning; as well as COMM. 16E-3 (2009), my letter as Legislature Chair to you directing you to call the special meeting; and COMM. 16D-1 (2009), your letter as Clerk of the Legislature calling the special meeting.

Sincerely,

Lynn M. Marinelli
Chair, Erie County Legislature

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE CLERK OF THE LEGISLATURE

Item 4 – (COMM. 16D-1) Special Meeting Notice

Received, Filed and Printed.

August 21, 2009

To: All Members of the Erie County Legislature

From: Robert M. Graber, Clerk

Subject: SPECIAL MEETING NOTICE

PLEASE TAKE NOTICE that pursuant to Rule 2.02 of the RULES OF ORDER of the Erie County Legislature, and under the direction of Chair Lynn M. Marinelli, there will be a Special Meeting of the Erie County Legislature on TUESDAY, AUGUST 25, 2009 at ELEVEN O'CLOCK in the morning of that day in the Chambers of the Erie County Legislature, 4th Floor of Old County Hall, 92 Franklin Street, in the City of Buffalo, New York.

The purpose of the Special Meeting will be to consider the County Executive's appointments of Commissioner of Public Advocacy and Commissioner of Environment & Planning.

Items on the agenda will include consideration of COMM. 16E-1 (2009), Appointment of Erie County Commissioner of Public Advocacy; COMM. 16E-2 (2009), Appointment of Erie County Commissioner of Environment & Planning; as well as COMM. 16E-3 (2009), the letter to myself from Chair Marinelli directing the calling of the special meeting; and COMM. 16D-1 (2009), my letter as Clerk of the Legislature calling the special meeting.

Thank you.

ANNOUNCEMENTS

Item 5 – CHAIR MARINELLI announced that the next session of the Legislature is scheduled for Thursday, September 10, 2009, with clock-in on Tuesday, September 8, 2009.

Item 6 – Mr. Reynolds announced that on August 26, 2009 at 5:30 P.M., the Erie County Farmland Protection Board will meet.

MEMORIAL RESOLUTIONS

Item 7 – Legislator Mazur requested that when the Legislature adjourns, it do so in memory of City of Buffalo Firefighters Lt. Charles 'Chip' McCarthy Jr. and Jonathan Croom, who died battling a fire in Buffalo on August 24, 2009.

Item 8 – Legislator Reynolds requested that when the Legislature adjourns, it do so in memory of Dennis J. Gawlak and Louis M. Reuter Jr.

Item 9 – Legislator Iannello requested that when the Legislature adjourns, it do so in memory of Louis M. Reuter Jr., Fred Korey, Cindy Giroux, and David D. Giammaresi. Legislator Iannello further requested that when the Legislature adjourns, it do so in memory of Thomas J. Newton and Michael A. Santiago, two victims of homicide in the Town of Tonawanda.

Item 10 – Legislator Mazur further requested that when the Legislature adjourns, it do so in memory of James J. Mondello and Marcie A. Dudek.

Item 11 – Legislator Grant requested that when the Legislature adjourns, it do so in memory of Darren Carlos Gibson.

Item 12 – Legislator Whyte requested that when the Legislature adjourns, it do so in memory of City of Buffalo Firefighters Lt. Charles ‘Chip’ McCarthy Jr. and Jonathan Croom. Legislator Whyte further requested that when the Legislature adjourns, it do so in memory of Rev. Robert Grimm, a founding member of the Coalition for Economic Justice.

Item 13 – Legislator Rath requested that when the Legislature adjourns, it do so in memory of Milton G. Kader, a founding member of Millard Fillmore Suburban Hospital.

Item 14 – Chair Marinelli requested that when the Legislature adjourns, it do so in memory of Milton G. Kader.

ADJOURNMENT

Item 15 - At this time, there being no further business to transact, CHAIR MARINELLI announced that the Chair would entertain a Motion to Adjourn.

MR. MAZUR moved that the Legislature adjourn until Thursday, September 10, 2009 at 2:00 P.M. Eastern Standard Time. MR. LOUGHRAN seconded.

CARRIED UNANIMOUSLY.

CHAIR MARINELLI declared the Legislature adjourned until Thursday, September 10, 2009 at 2:00 P.M. Eastern Standard Time.

ROBERT M. GRABER
CLERK OF THE LEGISLATURE