



THE ERIE COUNTY LEGISLATURE

Session No. 10

May 8, 2014

John J. Mills
Chair

Joseph C. Lorigo
Majority Leader

Betty Jean Grant
Minority Leader

Scott W. Kroll
Clerk of the Legislature

ROLL CALL

INVOCATION – Mr. Hardwick

PLEDGE OF ALLEGIANCE – Mr. Lorigo

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

DIXON

[Honoring Jeremy M. Jaskula on Achieving the Rank of Eagle Scout](#)

DIXON

[Honoring Nicholas P. Keane on Achieving the Rank of Eagle Scout](#)

DIXON

[Honoring Anthony P. Sambrotto on Achieving the Rank of Eagle Scout](#)

HARDWICK

[Honoring Grand Island Little League on the 75th Anniversary Celebration of Little League](#)

HARDWICK

[Honoring Mark P. Mondanaro Upon His Retirement from the Kenmore-Town of Tonawanda Union Free School District, and for His Commitment to Education](#)

HARDWICK

[Honoring the Lions Club of Kenmore on its 85th Anniversary](#)

LORIGO

[Recognizing and acknowledging Alexis Pieczynski on receiving an East Aurora Chamber Choice Student Recognition Award](#)

LOUGHRAN

[Honoring Patricia A. Lucey for Her 40 Years of Public Service and Community Involvement](#)

MILLER-WILLIAMS

[Honoring and Congratulating James E. Manuel on His Eightieth Birthday](#)

MILLER-WILLIAMS

[A Memorial Proclamation Honoring the Life of Kenneth W. Berry](#)

MILLER-WILLIAMS

[A Memorial Proclamation Honoring the Life of William Eddy West](#)

MILLER-WILLIAMS	Celebrating Those Dedicated to Improving the Lives of Children at the Child Care Resources Network's 'Inspire Our Future' Awards Dinner
MILLER-WILLIAMS	Honoring the Erie County Commission on the Status of Women
MILLER-WILLIAMS	Congratulating Nina Davuluri, Miss America 2014, Keynote Speaker at ECCSW Luncheon
MILLS	Recognizing and Acknowledging Captain Kevin Caffery on His 45 Years Dedicated Service to the Residents of Erie County and His Retirement From the Erie County Sheriff's Department Aviation Unit
MILLS	Congratulating the Springville First United Methodist Church on its 200th Anniversary
MILLS	Congratulating Joe DeMarco Founder Wings Flights of Hope on Receiving the Endeavor Award Honoring Public Benefit Aviation
MILLS	Congratulating Samantha Jemiolo, a Student at Fredonia State College, on Receiving a Chancellor's Award for Student Excellence
MILLS	Congratulating Annie Metcalf North Collins Junior-Senior High School Principal on being Honored as Principal of the Year by the School Administrators Association of New York State
MILLS	Congratulating Lawrence's Tavern in Springville on Celebrating 75 Years in Business
MILLS	Recognizing and Acknowledging Francis Michael McGee on 50 Years of Service to the Residents of Erie County
RATH	Honoring Patricia A. Lucey on Her Forty Years of Public and Civic Service and Community Involvement

LOCAL LAWS:

REFERENCE:

LL INT. 1-1 2/8/2013	McCRACKEN, GRANT, MAZUR, MARINELLI, LOUGHRAN & HOGUES	A LL to Establish "An Animal Abuse Registry in EC"	Energy & Environment
LL INT. 1-1 2/4/2014	DIXON, RATH, MILLS & MORTON	A LL Providing for Penalties Against Private Land Holders for Allowing Consumption of Alcohol by Minors, other than Dependents of the Land Holders, on Said Property	Health & Human Services
LL INT. 2-1 3/6/2014	DIXON	A LL, amending Local Law No. 1-1959, as amended by Local Law No. 3-2006, known as the Erie County Charter, amending Article 22, Section 22-C in relation to the Erie County Community Coordinating Council on Children and Families	Health & Human Services

COMMITTEE REPORTS:

REPORT NO. 6 ENERGY & ENVIRONMENT COMMITTEE

REPORT NO. 6 HEALTH & HUMAN SERVICES COMMITTEE

REPORT NO. 4 FINANCE & MANAGEMENT COMMITTEE

REPORT NO. 5 ECONOMIC DEVELOPMENT COMMITTEE

REPORT NO. 4 COMMUNITY ENRICHMENT COMMITTEE

REPORT NO. 5 GOVERNMENT AFFAIRS COMMITTEE

REPORT NO. 5 PUBLIC SAFETY COMMITTEE

LEGISLATOR RESOLUTIONS:

REFERENCE:

<u>INTRO. 10-1</u>	LORIGO, MORTON, DIXON, MILLS, HARDWICK & RATH	Request for Additional Road Funding
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<u>INTRO. 10-2</u>	LORIGO, RATH, HARDWICK, DIXON, MILLS & MORTON	Amendment to the 2014 Rule of the Legislature
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INTRO. 10-3	GRANT	Surplus Authorization for Hamlin Park Community & Taxpayers' Association, Inc
INTRO. 10-4	MILLS	Agricultural Districts - Establishment of New Annual Thirty-Day Period to Consider Inclusion of Parcels
INTRO. 10-5	LORIGO, DIXON, HARDWICK, MILLS & MORTON	New York State Public Service Commission to Approve Electrical Transmission Upgrades
INTRO. 10-6	MILLS, LORIGO, DIXON, RATH, GRANT, LOUGHRAN, SAVAGE & MILLER-WILLIAMS	Support of Buffalo's Center of Transportation Excellence for Coordination of Non-Emergency Medicaid Transportation in Erie and Surrounding WNY Counties
INTRO. 10-7	MILLS & LORIGO	Erie County Citizen's Budget Review Commission
INTRO. 10-8	MILLER-WILLIAMS	Supporting the Buffalo Common Council and Fruit Belt Community Property Owners
INTRO. 10-9	BURKE, MILLER-WILLIAMS & SAVAGE	Recognizing Importance and Supporting the Mission of the Niagara Falls Air Force Reserve Station

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

SUSPENSION OF THE RULES:

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE:

COMM. 10E-1	COUNTY EXECUTIVE	Ralph Wilson Stadium - Annual Capital Improvements-A/E Fees
COMM. 10E-2	COUNTY EXECUTIVE	Reconstruction of Goodrich Road Bridge BR 216-3, Construction Award, Town of Clarence

COMM. 10E-3	COUNTY EXECUTIVE	Payment in Lieu of Taxes (PILOT) Agreement for Lackawanna Homes - Affordable Housing	
COMM. 10E-4	COUNTY EXECUTIVE	Home Inspection/Structural Engineering Services Agreement - EC Affordable Housing Programs	
COMM. 10E-5	COUNTY EXECUTIVE	Hamburg Highway Maintenance Facility - 2013 Window Replacement - Construction Contingency	
COMM. 10E-6	COUNTY EXECUTIVE	Isleview Park Concession Agreement	
COMM. 10E-7	COUNTY EXECUTIVE & SHERIFF	Jail Management Division Telephone Revenue Appropriation	
COMM. 10E-8	SHERIFF	FY12 Explosive Detection Canine Grant	
COMM. 10E-9	SHERIFF	K9 Transfer	
COMM. 10E-10	SAVAGE	Lease Agreement for Legislative Office Space	
COMM. 10E-11	MILLS	Revised 2014 Legislature Committee Assignments	RFP
COMM. 10E-12	COMPTROLLER	ECC Financial Statements and Management Letter for Fiscal Year Ending Aug 31, 2013	Community Enrichment
COMM. 10E-13	COUNTY EXECUTIVE	Buffalo and Erie County Main Central Library - Second Floor West Renovations - Construction Contingency Increase	Community Enrichment
COMM. 10E-14	COUNTY EXECUTIVE	Appointment to the Youth Services Board	Community Enrichment
COMM. 10E-15	COUNTY EXECUTIVE	Buffalo Niagara Convention Center - 2014 - Miscellaneous Renovations - A/E Fees	Community Enrichment
COMM. 10E-16	BURKE	Request for Formation of a Special Committee on County Highway Reform	Economic Development
COMM. 10E-17	COUNTY EXECUTIVE	Contract with Northeast and Bucks Company T/A Mullin & Lonergan Associates Inc for Preparation of the 2015-2019 Consolidated Plan and Annual Action Plan for the EC Community Development Block Grant Consortium, Town of Hamburg	Economic Development
COMM. 10E-18	COUNTY EXECUTIVE	Analysis of Impediments to Fair Housing Choice Agreements	Economic Development

COMM. 10E-19	COUNTY EXECUTIVE	EC Sewer Districts WNY Council on Occupational Safety & Health Proposed Agreement	Energy & Environment
COMM. 10E-20	COMPTRROLLER	Interim Financial Report for Jan-March 2014	Finance & Management
COMM. 10E-21	COUNTY EXECUTIVE	Appointment to Citizens Budget Review Commission	Finance & Management
COMM. 10E-22	COUNTY EXECUTIVE	Personnel Adjustment - Office of Veterans Affairs	Finance & Management
COMM. 10E-23	MILLS, LORIGO, HARDWICK, RATH, MORTON & DIXON	Requesting Additional Funds For Infrastructure Work	Finance & Management
COMM. 10E-24	BURKE	Copy of 'Fatally Flawed: Why the Rockefeller Institute's Scaffold Law Report Doesn't Add Up'	Government Affairs
COMM. 10E-25	COMPTRROLLER	DISS Use and Control of Wireless Devices Jan 2012-June 2013	Government Affairs
COMM. 10E-26	COMPTRROLLER	Review of EC Legislature Purchases for the Period Jan 2009-Dec 2013	Government Affairs
COMM. 10E-27	COMPTRROLLER	Whistleblower Hotline Summary for July-Dec 2013	Government Affairs
COMM. 10E-28	COUNTY EXECUTIVE	Appointment to EC Ethics Board	Government Affairs
COMM. 10E-29	GRANT	Letter to DISS Questioning Authorization and Use of Smart Phone By Legislature Staffer	Government Affairs
COMM. 10E-30	MILLS	Letter to Chris Johnston Regarding Departure of Buffalo Niagara World Trade Center and Remaining Acting Chairman of the ECIDA	Government Affairs
COMM. 10E-31	COUNTY EXECUTIVE	Reforming Child Protective Services in NYS	Health & Human Services
COMM. 10E-32	BURKE	Requesting Public Hearing Regarding Use and Oversight of Spying Equipment by the Sheriff's Office	Public Safety
COMM. 10E-33	COUNTY EXECUTIVE	EC Toxicology Laboratory and Morgue Upgrades	Public Safety
COMM. 10E-34	COUNTY EXECUTIVE	Linstar Secure Identity Solutions Service Agreement	Public Safety
COMM. 10E-35	COUNTY EXECUTIVE	EC Agricultural Society Concessions License Agreement	Public Safety

COMM. 10E-36	LORIGO	Legislator Lorigo Letter to Sheriff Inviting Him to Public Safety Committee Meeting Regarding Proposed Local Law	Public Safety
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COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE:

COMM. 10D-1	COMMISSIONER, DEPARTMENT OF ENVIRONMENT & PLANNING	Announcement of 2015 EC Cultural Funding Process, Application Process	Community Enrichment
COMM. 10D-2	COMPTROLLER'S OFFICE	Investigation of the Bureau of Weights and Measures	Economic Development
COMM. 10D-3	DIRECTOR, BUDGET AND MANAGEMENT	Budget Monitoring Report for Period Ending March 2014	Finance & Management
COMM. 10D-4	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	Government Affairs
COMM. 10D-5	DIVISION OF INFORMATION AND SUPPORT SERVICES	DISS Response to Comptroller Review of Wireless Devices	Government Affairs
COMM. 10D-6	COMMISSIONER, DEPARTMENT OF SOCIAL SERVICES	Department of Social Services Review of Enhanced Shelter Rates As Per Intro. 3-5 (2014)	Health & Human Services
COMM. 10D-7	DEPARTMENT OF SOCIAL SERVICES	CPS A Review of Determinations and Cases Recommended for Closure in Child Abuse and Maltreatment Reports Investigated by EC	Health & Human Services
COMM. 10D-8	DIVISION OF EQUAL EMPLOYMENT OPPORTUNITY	EEO 2013 Year in Review	Minority & Women Business Enterprise
COMM. 10D-9	DIRECTOR, DIVISION OF EQUAL EMPLOYMENT OPPORTUNITY	Presentation of Affirmative Action Plan	Minority & Women Business Enterprise
COMM. 10D-10	COMMISSIONER, DEPARTMENT OF PROBATION	Appointment to the EC Community Corrections Advisory Board	Public Safety
COMM. 10D-11	CLERK OF THE LEGISLATURE	Recommendations for Appointments to the EC Community Corrections Advisory Board	Public Safety

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:

REFERENCE:

COMM. 10M-1	BUFFALO & EC PUBLIC LIBRARY	April 17, 2014 Board of Trustees Meeting Agenda and Minutes for March 20, 2014 Meeting	Community Enrichment
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COMM. 10M-2	HULL FAMILY HOME & FARMSTEAD ORGANIZATION	The Patriot Newsletter	Community Enrichment
COMM. 10M-3	ECIDA	2013 Annual Audited Financial Statements	Economic Development
COMM. 10M-4	NFTA	NFTA Board Minutes	Economic Development
COMM. 10M-5	NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION	Release of Trustee Groundwater Injury Determination Report	Energy & Environment
COMM. 10M-6	NYS DEPARTMENT OF AGRICULTURE AND MARKETS	EC Agricultural District No. 5 Redistricting Plan	Energy & Environment
COMM. 10M-7	NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION	Remedy to Address Contamination for Former Doro Dry Cleaners	Energy & Environment
COMM. 10M-8	NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION	Record of Decision for Former Doro Dry Cleaners Site	Energy & Environment
COMM. 10M-9	EC BOARD OF ETHICS	Response to 2010 Comptroller Report 'A Review of the EC Board of Ethics for the Period Jan 2007-Dec 2009'	Government Affairs
COMM. 10M-10	NYS OFFICE OF CHILDREN AND FAMILY SERVICES	EC Child Protective Services Assessment - Findings and Recommendations	Health & Human Services
COMM. 10M-11	PETER A. REESE	Documents Regarding Status of ECMC and its Relationship to EC, Kaleida and Great Lakes Healthcare	Health & Human Services
COMM. 10M-12	PRESIDENT, BOARD OF HEALTH	Board of Health Jan 2014 Meeting Minutes and Notice of May 2014 Meeting	Health & Human Services
COMM. 10M-13	MWBE UTILIZATION ADVISORY BOARD	MWBE Utilization Advisory Board Nov 18, 2013 Meeting Minutes	Minority & Women Business Enterprise

ANNOUNCEMENTS:

MEMORIAL RESOLUTIONS:

ADJOURNMENT: