



THE ERIE COUNTY LEGISLATURE

Session No. 11

May 28, 2015

John J. Mills
Chair

Joseph C. Lorigo
Majority Leader

Betty Jean Grant
Minority Leader

Karen M. McCarthy
Clerk of the Legislature

ROLL CALL

INVOCATION – Mr. Mills

PLEDGE OF ALLEGIANCE – Mr. Savage

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING – [Session No. 10](#)

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

DIXON	Congratulating Trevor Gross on Being Awarded the Rank of Eagle Scout
DIXON	Congratulating Timothy Madden on Being Awarded the Rank of Eagle Scout
DIXON	Congratulating Jason McCabe on Being Awarded the Rank of Eagle Scout
DIXON & BURKE	Congratulating Paul R. Duggan on Being Awarded the Rank of Eagle Scout
DIXON & BURKE	Congratulating Jacob C. Maciejewski on Being Awarded the Rank of Eagle Scout
DIXON & BURKE	Congratulating Kevin Gonser on Being Awarded the Rank of Eagle Scout
GRANT	Honoring the Life of Michelle Marie Mack and Declaring May 15, 2015 as "Michelle Mack Day" in Erie County
HARDWICK	Honoring the Tonawanda High School Theater Department and the Entire Cast and Crew of "The Addams Family" on Winning the 2015 Kenny Awards
LOUGHRAN	Honoring Charles J. Sabatino, PhD as the Erie County Legislature's Citizen of the Month for May 2015
MILLS	Congratulating Jourdan Pouliot, Boy Scout Troop 285, on Being Awarded the Rank of Eagle Scout
MILLS	Congratulating Adam Ziccardi IV, Boy Scout Troop 285, on Being Awarded the Rank of Eagle Scout

MILLS, DIXON & MILLER-WILLIAMS	Congratulating the Community Action Organization of Erie County Inc. on Their 50th Anniversary Award and Dinner Celebration
MILLS, LORIGO, GRANT, DIXON, HARDWICK, MORTON, RATH, BURKE, LOUGHRAN, MILLER-WILLIAMS & SAVAGE	Honoring the 100th Anniversary of the Sinking of the RMS Lusitania and Honoring Elbert & Alice Hubbard and the Passengers and Crew Who Lost Their Lives
MORTON	Honoring Lauren Budzich on Earning the 2015 DECA Emerging Leader Honor Award
MORTON	Honoring Talia Dalfonso on Achieving the Overall Highest Scoring Routine at the Summerdansen Festival Competition
MORTON	Honoring Kelly Leonard on Receiving the Student Athlete of the Year Award by the Utica Kiwanis Club
RATH	Congratulating Joseph Eugene Arno, Boy Scout Troop 440, on Being Awarded the Rank of Eagle Scout
RATH	Congratulating Adam Joseph Herr, Boy Scout Troop 440, on Being Awarded the Rank of Eagle Scout
RATH	Congratulating Gregory Stephen Rodas, Boy Scout Troop 440, on Being Awarded the Rank of Eagle Scout
RATH	Congratulating Alec Sass, Boy Scout Troop 440, on Being Awarded the Rank of Eagle Scout
RATH	Congratulating Nicholas Sass, Boy Scout Troop 440, on Being Awarded the Rank of Eagle Scout
RATH	Congratulating Christian Wheatley, Boy Scout Troop 440, on Being Awarded the Rank of Eagle Scout

LOCAL LAWS:

REFERENCE:

LL INT. 4-1 6/10/2014	BURKE	The Strategic Development Act for the Creation of an Erie County Planning Board	Government Affairs
LL INT. 5-1 6/24/2014	HARDWICK	Provide Predictable Funding for the Buffalo & Erie County Library	Finance & Management
LL INT. 8-1 12/1/2014	MILLER-WILLIAMS, GRANT, SAVAGE, LOUGHRAN & BURKE	A LL, Amending Local Law No. 6-1987, Local Law No. 5-1994 and Local Law No. 9-2005 to Update Equal Employment Opportunity Goals for Minority Owned and Women Owned Enterprises	Government Affairs
LL INT. 1-2 1/26/2015	DIXON, SAVAGE & LORIGO	A LL Regulating Pawnbrokers, Second Hand Dealers, Jewelry, Precious Metals and Coin Exchange Dealers	Government Affairs

LL INT. 2-2 4/13/2015	HARDWICK, DIXON, MORTON, MILLS & RATH	A LL Instituting Term Limits for All Elected Officials of County Government	Government Affairs
LL INT. 3-1 2/18/2015	BURKE	A LL Ensuring Access to 911 Emergency Services	Public Safety
LL INT. 4-1 3/20/2015	HARDWICK, MILLS, DIXON, LORIGO, RATH & MORTON	A LL Amending the Erie County Code of Ethics	Government Affairs
LL INT. 5-1 3/23/2015	BURKE, GRANT & MILLER-WILLIAMS	A LL to Establish An Animal Abuse Registry in Erie County	Energy & Environment
LL INT. 6-1 3/27/2015	RATH	A LL Authorizing the Direct Transfer of Auto Bureau Revenue to the Road Fund	Economic Development
LL INT. 7-1 4/16/2015	LORIGO	A LL Retroactively Instituting Term Limits for Elected Officials of County Government	Government Affairs
LL INT. 8-1 5/21/2015	BURKE & MILLS	A LL in Relation to Prohibiting the Sale of Personal Cosmetic Products Containing Microbeads in Erie County	Energy & Environment

COMMITTEE REPORTS:

[REPORT NO. 8](#) [HEALTH & HUMAN SERVICES COMMITTEE](#)

[REPORT NO. 5](#) [COMMUNITY ENRICHMENT COMMITTEE](#)

[REPORT NO. 6](#) [GOVERNMENT AFFAIRS COMMITTEE](#)

[REPORT NO. 7](#) [FINANCE & MANAGEMENT COMMITTEE](#)

[REPORT NO. 9](#) [ENERGY & ENVIRONMENT COMMITTEE](#)

[REPORT NO. 6](#) [ECONOMIC DEVELOPMENT COMMITTEE](#)

[REPORT NO. 6](#) [PUBLIC SAFETY COMMITTEE](#)

LEGISLATOR RESOLUTIONS:

REFERENCE:

<u>INTRO. 11-1</u>	DIXON & MORTON	Support for Regulations on Shipping Train Cars	
<u>INTRO. 11-2</u>	MILLS, LORIGO, RATH, DIXON, HARDWICK & MORTON	Support for Changing Asbestos Project Notification Fees	
<u>INTRO. 11-3</u>	LORIGO, MILLS, DIXON, MORTON, RATH & HARDWICK	Support for Release of Subcontractor's Retainage Fees	
<u>INTRO. 11-4</u>	BURKE, SAVAGE, GRANT, MILLER-WILLIAMS & LOUGHRAN	Calling on the Administration of ECC to Develop Short and Long-Term Plans to Improve the Services and Facilities of ECC	Community Enrichment

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

REFERENCE:

From the Energy & Environment Committee:

<u>COMM. 10E-12</u>	COUNTY EXECUTIVE	EC Sewer District No. 3 - Modification of Plans - Bond Resolution	
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From the Health & Human Services Committee:

<u>COMM. 10E-26</u>	COUNTY EXECUTIVE	EC Public Health Lab - Revised Testing Schedule	
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From the Public Safety Committee:

<u>COMM. 10E-27</u>	COUNTY EXECUTIVE & SHERIFF	EC Correctional Health Services - Personnel Adjustments	
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SUSPENSION OF THE RULES:

REFERENCE:

<u>COMM. 11E-25</u>	COUNTY EXECUTIVE	Geotechnical Investigation & Design - Mill Street, Town of Concord	Economic Development
<u>COMM. 11E-26</u>	COUNTY EXECUTIVE	Isle View Park - Tribute Garden Wall - Phase II	Energy & Environment
<u>COMM. 11E-27</u>	DIXON	Letter Regarding Child Daycare Concerns	Health & Human Services
<u>COMM. 11E-28</u>	COMPTROLLER	2015 Revenue Anticipation Note Resolution	Finance & Management
<u>COMM. 11E-29</u>	SHERIFF	Funding for Departmental Purchases from Forfeiture Crime Proceeds	Public Safety
<u>COMM. 11E-30</u>	SHERIFF	Funding for Departmental Purchases from Jail Phone Revenue Account	Public Safety
<u>COMM. 11D-9</u>	COMMISSIONER, DEPARTMENT OF PUBLIC WORKS	Letter Regarding County Executive Appointment to EC Bridge and Road Infrastructure Maintenance Advisory Board	Economic Development

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE:

<u>COMM. 11E-1</u>	COUNTY EXECUTIVE	Buffalo and EC Botanical Gardens - 2015 Houses 2 & 3 Renovation - Alternate No. 1	
<u>COMM. 11E-2</u>	SHERIFF	Operation Stonegarden for FY13	
<u>COMM. 11E-3</u>	SAVAGE	Letter Regarding Abstention on Comm. 10E-4 (2015)	RFP
<u>COMM. 11E-4</u>	MILLS	Letter to Clerk of the Legislature Calling for Public Hearing Regarding ECC Proposed 2015-16 Budget	R&F
<u>COMM. 11E-5</u>	COUNTY EXECUTIVE	ECC - Authorization of an Online Orientation Software Purchase	Community Enrichment
<u>COMM. 11E-6</u>	COUNTY EXECUTIVE	Retaining a Consultant to Perform an Agribusiness Park Feasibility Study	Economic Development
<u>COMM. 11E-7</u>	COUNTY EXECUTIVE	Town of Evans Shoreline Trail - Multi-Use Pathway - Phase III - Legal Name Correction to Approved Engineering Firm	
<u>COMM. 11E-8</u>	COUNTY EXECUTIVE	Storm Drainage Design - Lake Shore Road, Town of Evans	Economic Development
<u>COMM. 11E-9</u>	COUNTY EXECUTIVE	EC Highway Facility Harlem Road - 2015 - Fleet Building Addition	Economic Development
<u>COMM. 11E-10</u>	COUNTY EXECUTIVE	Agreement to Participate in the Tonawanda Rails to Trails Extension Federal Aid Project	Economic Development
<u>COMM. 11E-11</u>	RATH	Letter to Town of Amherst Supervisor Regarding Maple Road Cross Walk Project with NYS DOT	Economic Development
<u>COMM. 11E-12</u>	COUNTY EXECUTIVE	NYS Office of Parks - Environmental Protection Fund Program - Seneca Bluffs Natural Habitat Park Grant	Energy & Environment
<u>COMM. 11E-13</u>	COUNTY EXECUTIVE	EC Sewer District No. 4 - Engineering Agreement Closeout - CRA Infrastructure & Engineering Inc.	Energy & Environment
<u>COMM. 11E-14</u>	COUNTY EXECUTIVE	EC Sewer District No. 6 - Modification of Plans - EC Sewer Agency Report	Energy & Environment
<u>COMM. 11E-15</u>	COUNTY EXECUTIVE	EC Sewer District No. 6 - Engineer Term Contract Agreement - CRA Infrastructure & Engineering Inc - Work Order CRA-5	Energy & Environment
<u>COMM. 11E-16</u>	COUNTY EXECUTIVE	EC Sewer District No. 8 - Appointment to the Board of Managers	Energy & Environment

COMM. 11E-17	COUNTY EXECUTIVE	Sale of Tax Certificates - 83 Roland Street, Cheektowaga to BENLIC	Finance & Management
COMM. 11E-18	LORIGO	Letter to Director of Budget and Management Regarding Information Requested for Mid-Year Budget Hearings	Finance & Management
COMM. 11E-19	COUNTY CLERK	Approval of Extension of Lease from Northtown Inc., as Landlord to EC for Northtown Auto Bureau	Government Affairs
COMM. 11E-20	MILLS	OPEN ITEM: EC Department of Social Services - Child Protective Services Updates	Health & Human Services
COMM. 11E-21	MILLS	OPEN ITEM: EC Department of Social Services - Adult Protective Services Updates	Health & Human Services
COMM. 11E-22	COUNTY EXECUTIVE	EC Holding Center - 2014 - Various Renovations Phase 2 - Locker Room Renovations	Public Safety
COMM. 11E-23	COUNTY EXECUTIVE	Department of Emergency Services - No Cost Training	
COMM. 11E-24	SHERIFF	Personnel Adjustments	Public Safety

COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE:

COMM. 11D-1	COUNTY ATTORNEY	Notice of Local Law 2 (2015) Filing	R&F
COMM. 11D-2	COMMISSIONER, DEPARTMENT OF SOCIAL SERVICES	Comm. 12E-34 Compliance Report - April - CPS Caseloads	R&F
COMM. 11D-3	CLERK OF THE LEGISLATURE	Public Hearing Notice Regarding ECC Proposed 2015-16 Budget	R&F
COMM. 11D-4	CLERK OF THE LEGISLATURE	Organizations Funded by Erie County - 2014 Close-Out Report	R&F
COMM. 11D-5	CLERK OF THE LEGISLATURE	Organizations Funded by Erie County - 2015 Budget Submissions	R&F
COMM. 11D-6	DEPARTMENT OF ENVIRONMENT AND PLANNING	Bi-Monthly Report - ECC Academic Building	Community Enrichment
COMM. 11D-7	CLERK OF THE LEGISLATURE	NYS DEC Documents Received	Energy & Environment
COMM. 11D-8	COUNTY ATTORNEY	Supplemental Information Regarding Comm. 10E-27 (2015) - EC Correctional Health Services - Personnel Adjustments	Public Safety

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:

REFERENCE:

<u>COMM. 11M-1</u>	BUFFALO & EC PUBLIC LIBRARY	May 21, 2015 Board of Trustees Agenda	Community Enrichment
<u>COMM. 11M-2</u>	MUSEUM OF DISABILITY HISTORY	Spring 2015 Newsletter	Community Enrichment
<u>COMM. 11M-3</u>	NYS ASSEMBLYMAN MICHAEL P. KEARNS	Letter Regarding Small Boat Harbor's Public Access and Proposed Parking Fee	Economic Development
<u>COMM. 11M-4</u>	VISIT BUFFALO NIAGARA	2015 First Quarter Report	Economic Development
<u>COMM. 11M-5</u>	NYS ASSOCIATION OF COUNTIES	2015-2016 State Budget Impact Report for EC	Finance & Management
<u>COMM. 11M-6</u>	MWBE UTILIZATION ADVISORY BOARD	March 30, 2015 Meeting Minutes	Minority & Women Business Enterprise
<u>COMM. 11M-7</u>	EC FIRE ADVISORY BOARD	Letter Regarding EC Fire Training Facilities Repair	Public Safety
<u>COMM. 11M-8</u>	TOWN OF LANCASTER	Town Resolution Regarding Wireless 911 Cell Phone Surcharge	Public Safety
<u>COMM. 11M-9</u>	TOWN OF MARILLA	Town Resolution Regarding Wireless 911 Cell Phone Surcharge	Public Safety

ANNOUNCEMENTS:

MEMORIAL RESOLUTIONS:

ADJOURNMENT: