



# THE ERIE COUNTY LEGISLATURE

Session No. 5  
March 12, 2015

John J. Mills  
*Chair*

Joseph C. Lorigo  
*Majority Leader*

Betty Jean Grant  
*Minority Leader*

Karen M. McCarthy  
*Clerk of the Legislature*

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## ROLL CALL

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INVOCATION – Mr. Rath

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PLEDGE OF ALLEGIANCE – Mr. Morton

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## TABLED ITEMS

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## ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

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MINUTES OF PREVIOUS MEETING – [Session No. 4](#)

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## PUBLIC HEARING

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### MISCELLANEOUS RESOLUTIONS:

DIXON

[Honoring Denice Morrison on Being Elected the United Irish American Association Grand Marshal for the 2015 Diamond Jubilee St. Patrick's Day Parade](#)

GRANT, BURKE, LOUGHRAN,  
MILLER-WILLIAMS & SAVAGE

[Congratulating Erie Community College Men's Hockey Team and Coaches for Winning the 2014-2015 NJCAA Hockey Championship](#)

MILLER-WILLIAMS

[Honoring the Life of Annie Lee Johnson](#)

MILLER-WILLIAMS

[Honoring Young Audiences of Western New York and Proclaiming March 15-21, 2015 as "Week for Young Audiences in Erie County"](#)

MILLS

[Honoring Darlene DePasquale as the Evans-Brant Chamber of Commerce 2014 Humanitarian Award Recipient](#)

MILLS

[Honoring Howard \(Hub\) Frawley as the Evans-Brant Chamber of Commerce 2014 Lifetime Achievement Award Recipient](#)

MILLS

[Honoring Suzanne McCarthy as the Evans-Brant Chamber of Commerce 2014 Citizen of the Year](#)

MILLS

[Honoring Thomas Messina for his Service to our Country](#)

MILLS

[Honoring Creature Comforts Pet Resort as the Evans-Brant Chamber of Commerce 2014 Small Business of the Year](#)

MILLS

[Honoring Pioneer Camp and Retreat Center as the Evans-Brant Chamber of Commerce 2014 Not-for-Profit of the Year](#)

MILLS

[Honoring Tops Markets in Derby as the Evans-Brant Chamber of Commerce 2014 Large Business of the Year](#)

SAVAGE

[Honoring William "Bill" Swanson as the Erie County Legislature's Citizen of the Month for March 2015](#)

**LOCAL LAWS:**

**REFERENCE:**

<a href="#">LL INT. 3-1 5/20/2014</a>	BURKE, SAVAGE & MILLER-WILLIAMS	Contractor Accountability Initiative of 2014	Government Affairs
<a href="#">LL INT. 4-1 6/10/2014</a>	BURKE	The Strategic Development Act for the Creation of an Erie County Planning Board	Government Affairs
<a href="#">LL INT. 5-1 6/24/2014</a>	HARDWICK	Provide Predictable Funding for the Buffalo & Erie County Library	Finance & Management
<a href="#">LL INT. 7-1 7/22/2014</a>	MILLER-WILLIAMS	A LL in Relation to the Establishment of an Erie County Conditional Release Commission	Public Safety
<a href="#">LL INT. 8-1 12/1/2014</a>	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
<a href="#">LL INT. 1-2 1/26/2015</a>	DIXON, SAVAGE & LORIGO	A LL Regulating Pawnbrokers, Second Hand Dealers, Jewelry, Precious Metals and Coin Exchange Dealers	Government Affairs
<a href="#">LL INT. 2-1 2/9/2015</a>	HARDWICK, DIXON, MORTON, MILLS & RATH	A LL Instituting Term Limits for All Elected Officials of County Government	Government Affairs
<a href="#">LL INT. 3-1 2/18/2015</a>	BURKE	A LL Ensuring Access to 911 Emergency Services	Public Safety

**COMMITTEE REPORTS:**

[REPORT NO. 4](#) [HEALTH & HUMAN SERVICES COMMITTEE](#)

[REPORT NO. 3](#) [COMMUNITY ENRICHMENT COMMITTEE](#)

[REPORT NO. 4](#) [FINANCE & MANAGEMENT COMMITTEE](#)

[REPORT NO. 4](#) [ENERGY & ENVIRONMENT COMMITTEE](#)

[REPORT NO. 2](#) [ECONOMIC DEVELOPMENT COMMITTEE](#)

[REPORT NO. 2](#) [PUBLIC SAFETY COMMITTEE](#)

**LEGISLATOR RESOLUTIONS:**

**REFERENCE:**

<a href="#">INTRO. 5-1</a>	BURKE, GRANT, MILLER-WILLIAMS, SAVAGE & LOUGHRAN	Calling on New York State to Provide Needed Funding to the Niagara Frontier Transportation Authority
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<a href="#">INTRO. 5-2</a>	BURKE	Expressing Opposition to Ontario Power Generation's Proposed Nuclear Waste Dumping Site
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<a href="#">INTRO. 5-3</a>	MILLS	Erie County Audit Committee Appointment
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**COMMUNICATIONS DISCHARGED FROM COMMITTEE:**

*From the Economic Development Committee*

<a href="#">INTRO. 4-3</a>	RATH	Opposition to Governor Cuomo's Proposal to Increase State Influence on Local IDA Decision Making
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**SUSPENSION OF THE RULES:**

<a href="#">INTRO. 5-4</a>	MILLS	Legislature Majority Personnel Reorganization
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<a href="#">COMM. 5E-24</a>	COUNTY EXECUTIVE	Mental Health Services for City of Buffalo Mental Health Court
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<a href="#">COMM. 5E-25</a>	COUNTY EXECUTIVE	Assembly & Senate Bill Request for Legislation Authorizing Extension of Additional 1.0% & Additional 0.75% Sales & Compensating Use Tax
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<a href="#">COMM. 5E-26</a>	COUNTY EXECUTIVE	Additional Appointments to Erie Arts and Cultural Advisory Board
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<a href="#">COMM. 5E-27</a>	COUNTY EXECUTIVE	Budget Revision – WNY Stormwater Coalition MS4 Mapping Project
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<a href="#">COMM. 5E-28</a>	COUNTY EXECUTIVE	Acceptance of Support for Regional Youth Justice Priorities Grant Award
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<a href="#">COMM. 5E-29</a>	COUNTY EXECUTIVE	Acceptance of Reimbursement Funds for Hurricane Irene/Lee
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<a href="#">COMM. 5E-30</a>	COUNTY EXECUTIVE	Acceptance of FY2014 Technical Rescue Grant
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<a href="#">COMM. 5E-31</a>	MILLS	Letter to Clerk of the Legislature Calling For Public Hearing Regarding LL Intro. No. 1-2 (2015)
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<a href="#">COMM. 5E-32</a>	COUNTY EXECUTIVE	Appointment of Commissioner of the Department of Social Services
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<a href="#">COMM. 5E-33</a>	RATH	Letter to Commissioner Loffredo Requesting Update Regarding Polthole Tip Line
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<a href="#">COMM. 5D-10</a>	CLERK OF THE LEGISLATURE	Notice of Public Hearing Regarding LL Int. 1-2 (2015)
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<a href="#">COMM. 5M-7</a>	EC BOARD OF ETHICS	2014 Annual Report of Activities
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**COMMUNICATIONS FROM ELECTED OFFICIALS:**

**REFERENCE:**

<a href="#">COMM. 5E-1</a>	MILLS	Appointment of Commissioner of the EC Water Authority	
<a href="#">COMM. 5E-2</a>	SHERIFF	Transfer of Funds - Asset Forfeiture Funded Program SAFS & Maintenance	
<a href="#">COMM. 5E-3</a>	MILLS	Buffalo & EC Botanical Gardens Society Board of Directors Appointment	RFP
<a href="#">COMM. 5E-4</a>	COUNTY CLERK	Appointment to the EC Records Commission	RFP
<a href="#">COMM. 5E-5</a>	COUNTY EXECUTIVE	Appointments to Erie Arts and Cultural Advisory Board	RFP
<a href="#">COMM. 5E-6</a>	COUNTY EXECUTIVE	ECC - 2015 - Collegewide Exterior Restoration	Community Enrichment
<a href="#">COMM. 5E-7</a>	COUNTY EXECUTIVE	Rath Building Social Services - Second Floor Renovations - Construction Contingency Increase	Economic Development
<a href="#">COMM. 5E-8</a>	COUNTY EXECUTIVE	Buffalo & EC Botanical Gardens - 2015 - Houses 2 and 3 Renovations	Economic Development
<a href="#">COMM. 5E-9</a>	COUNTY EXECUTIVE	Buffalo & EC Central Library - 2015 - Professional Design Services for New ADA Elevators	Economic Development
<a href="#">COMM. 5E-10</a>	COUNTY EXECUTIVE	Payment in Lieu of Taxes (PILOT) Agreement for Waterfront Apartments Phase I - Carolina St between 7th and Niagara St, Buffalo - Affordable Housing Project	Economic Development
<a href="#">COMM. 5E-11</a>	COUNTY EXECUTIVE	EC Highways Department - 2014 - Concord Highway Facility Building Repairs	Economic Development
<a href="#">COMM. 5E-12</a>	MILLS	Appointment to EC Fisheries Advisory Board	Energy & Environment
<a href="#">COMM. 5E-13</a>	COUNTY EXECUTIVE	Appointments to EC Fisheries Advisory Board	Energy & Environment
<a href="#">COMM. 5E-14</a>	COUNTY EXECUTIVE	Appointments to EC Sewer District Nos. 1 & 3 Board of Managers	Energy & Environment
<a href="#">COMM. 5E-15</a>	COUNTY EXECUTIVE	EC Sewer District No. 2 - Lakeshore Rd Low Pressure Grinder Pump System - Bid Opening - Contract No. 86	Energy & Environment

<a href="#">COMM. 5E-16</a>	COUNTY EXECUTIVE	EC Sewer District No. 3 - Rush Creek Interceptor, Blasdel Milestrip Wet Weather Relief Pumping Station and Force Main Project - Contract No. 17-A	Energy & Environment
<a href="#">COMM. 5E-17</a>	COUNTY EXECUTIVE	EC Sewer District No. 3 - Elma Pumping Station - Bid Opening - Contract No. 47	Energy & Environment
<a href="#">COMM. 5E-18</a>	COUNTY EXECUTIVE	EC Sewer District No. 3 - Steuben Foods Inc - Out-of-District Customer Agreement Amendment No. 2	Energy & Environment
<a href="#">COMM. 5E-19</a>	COUNTY EXECUTIVE	EC Sewer District No. 5 - Main & Transit Cured-in-Place Pipe Lining - Opening Bid - Contract No. 21	Energy & Environment
<a href="#">COMM. 5E-20</a>	COUNTY EXECUTIVE	OPEN ITEM - Division of Sewer Management - Re-Occurring Bond Authorization & Re-Occurring Sewer Agency Reports	Energy & Environment
<a href="#">COMM. 5E-21</a>	COUNTY EXECUTIVE	Appointment of Commissioner of Labor Relations	Government Affairs
<a href="#">COMM. 5E-22</a>	COUNTY EXECUTIVE	EC Emergency Services - 2014 - 400MHz Interoperable Communication Systems Upgrades - Phase 3	Public Safety
<a href="#">COMM. 5E-23</a>	COUNTY EXECUTIVE	EC Holding Center - 2014 - Various Renovations - Phase 1	Public Safety

**COMMUNICATIONS FROM THE DEPARTMENTS:**

**REFERENCE:**

<a href="#">COMM. 5D-1</a>	COMMISSIONERS, BOARD OF ELECTIONS	Poll Worker Training/Voter Education & NYS Poll Place Accessibility Funds	
<a href="#">COMM. 5D-2</a>	COUNTY ATTORNEY	Notice of Public Hearing Local law Intro. No. 9-2 (2014)	R&F
<a href="#">COMM. 5D-3</a>	CLERK OF THE LEGISLATURE	Letters of Interest for Commissioner of the EC Water Authority	R&F
<a href="#">COMM. 5D-4</a>	CLERK OF THE LEGISLATURE	Organizations Funded by Erie County - 2014 Close-Out Report	R&F
<a href="#">COMM. 5D-5</a>	CLERK OF THE LEGISLATURE	Organizations Funded by Erie County - 2015 Budget Submissions	R&F
<a href="#">COMM. 5D-6</a>	CLERK OF THE LEGISLATURE	NYSDEC Documents Received	Energy & Environment

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<a href="#">COMM. 5D-7</a>	DIRECTOR, DEPARTMENT OF BUDGET & MANAGEMENT	Transmittal of 2015 Community Agency Funding Application Forms	Finance & Management
<a href="#">COMM. 5D-8</a>	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	Government Affairs
<a href="#">COMM. 5D-9</a>	COMMISSIONER, DEPARTMENT OF PROBATION	Conditional Release Program	Public Safety

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**COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:**

**REFERENCE:**

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<a href="#">COMM. 5M-1</a>	NFTA	January 22, 2015 Board Minutes	Economic Development
<a href="#">COMM. 5M-2</a>	NYS ECONOMIC DEVELOPMENT COUNCIL	Memorandum in Opposition to Executive Control Over Local IDAs	Economic Development
<a href="#">COMM. 5M-3</a>	NYS ECONOMIC DEVELOPMENT COUNCIL	Testimony Regarding Governor's Proposed State Budget	Economic Development
<a href="#">COMM. 5M-4</a>	BAR ASSOCIATION OF EC	Recommendation of EC Audit Committee Member	Finance & Management
<a href="#">COMM. 5M-5</a>	LEGAL AID BUREAU	2012 Financial Statements, Annual Report, Board of Directors Meeting Minutes	Government Affairs
<a href="#">COMM. 5M-6</a>	LEGAL AID BUREAU	2013 Financial Statements, Annual Report, Board of Directors Meeting Minutes	Government Affairs

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**ANNOUNCEMENTS:**

**MEMORIAL RESOLUTIONS:**

**ADJOURNMENT:**