



THE ERIE COUNTY LEGISLATURE

Session No. 10

May 25, 2017

John J. Mills
Chair

Joseph C. Lorigo
Majority Leader

Thomas A. Loughran
Minority Leader

Karen M. McCarthy
Clerk of the Legislature

ROLL CALL

INVOCATION – Mr. Lorigo

PLEDGE OF ALLEGIANCE – Mr. Loughran

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING - [Session No. 9](#)

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

DIXON	Honoring WGRZ Anchor Scott Levin on His Many Years of Respected Journalism
LOUGHRAN & RATH	Honoring Dolores Sapienza on the Occasion of the Dedication of the Buffalo Niagara Heritage Village Ballroom as the "Dolores Attea Sapienza Ballroom"
LOUGHRAN	Honoring Thomas Grace as the Erie County Legislature's Citizen of the Month for May 2017
LOUGHRAN	Honoring the 2017 Nurses of Distinction
MILLS, LORIGO, LOUGHRAN, DIXON, HARDWICK, MORTON, RATH, BURKE, GRANT, MILLER-WILLIAMS & SAVAGE	Recognize and Acknowledge Emergency Medical Services Week as May 21-27, 2017 in Erie County and to Thank All First Responders and Homeland Security and Emergency Services Providers in Erie County for Their Service to the Community
MILLS	Honoring Springville Concord Elder Network (SCeNe) as it Celebrates the Month of May 2017 as Older Americans Month
MILLS	Congratulating Thomas V. DiSimone, Boy Scout Troop 285, on Attaining the Rank of Eagle Scout
MILLS	Congratulating George Jonathan David Weimer, Boy Scout Troop 285, on Attaining the Rank of Eagle Scout

LOCAL LAWS:

[LL INTRO. 10-1
7/11/2016](#)

LOUGHRAN &
HARDWICK

Requiring a Minority Business Utilization and Women-Owned Business Utilization Commitment by Persons or Firms Contracting with the County of Erie Law

REFERENCE:

Government
Affairs

<u>LL INTRO. 14-1</u> <u>8/29/2016</u>	BURKE	Pharmaceutical Water Pollution Act	Energy & Environment
<u>LL INTRO. 17-1</u> <u>9/29/2016</u>	LORIGO & LOUGHRAN	A LL Repealing the Erie County Code of Ethics Established by Local Law Number Ten of Nineteen Hundred Eighty-Nine as Amended by Erie County Local Law Number Four of Nineteen Hundred Ninety-Four and Erie County Local Law Number Four of Two Thousand and Fifteen, and Establishing a New Erie County Code of Ethics	Government Affairs
<u>LL INTRO. 18-1</u> <u>11/10/2016</u>	BURKE	Erie County School Bus Safety Law	Public Safety
<u>LL INTRO. 19-1</u> <u>11/10/2016</u>	GRANT, SAVAGE, LOUGHRAN, BURKE & MILLER-WILLIAMS	A LL in Relation to Fair Housing in Erie County	Economic Development
<u>LL INTRO. 1-1</u> <u>1/23/2017</u>	BURKE	Erie County Pharmaceutical Water Pollution Act	Energy & Environment
<u>LL INTRO. 3-2</u> <u>2/28/2017</u>	LORIGO	A Local Law amending Local Law No.1-1959, Constituting the Erie County Charter, as Amended, in Relation to Adjustment of Job Qualifications for the Erie County Commissioner of Public Works	Government Affairs
<u>LL INTRO. 4-1</u> <u>2/27/2017</u>	BURKE	Preventing Underground Tattoo Parlors: A LL to Increase the Ability of Law Enforcement to Prevent Illegal Tattooing	Government Affairs
<u>LL INTRO. 5-2</u> <u>5/8/2017</u>	BURKE	Erie County Conversion Therapy Ban	Government Affairs
<u>LL INTRO. 6-1</u> <u>3/21/2017</u>	LORIGO	A LL Repealing the Erie County Code of Ethics Established by Local Law Number Ten of Nineteen Hundred Eighty-Nine as Amended by Erie County Local Law Number Four of Nineteen Hundred Ninety-Four and Erie County Local Law Number Four of Two Thousand and Fifteen, and Establishing a New Erie County Code of Ethics	Government Affairs
<u>LL INTRO. 7-1</u> <u>3/23/2017</u>	LOUGHRAN	A Local Law amending Local Law No. 1-1959, Constituting the Erie County Charter, as Amended, in Relation to the Adjustment of Job Qualifications for the Erie County Commissioner of Public Works	Government Affairs
<u>LL INTRO. 8-1</u> <u>4/12/2017</u>	BURKE	Honeybee Protection Act	Energy & Environment

LL INTRO. 9-1 4/21/2017	HARDWICK & SAVAGE	A Local Law amending Local Law No. 1-1959, Constituting the Erie County Charter, as Amended, in Relation to the Adjustment of Job Qualifications for the Erie County Commissioner of Public Works	Government Affairs
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LL INTRO. 10-1 4/25/2017	MILLER-WILLIAMS, GRANT, SAVAGE, HARDWICK, LOUGHRAN, RATH, BURKE, MORTON, DIXON, LORIGO & MILLS	A Local Law in Relation to Increasing Accountability in Nursing Homes Otherwise Known as "Ruthie's Law"	Health & Human Services
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COMMITTEE REPORTS:

REPORT NO. 9	HEALTH & HUMAN SERVICES COMMITTEE
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REPORT NO. 4	COMMUNITY ENRICHMENT COMMITTEE
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REPORT NO. 8	ECONOMIC DEVELOPMENT COMMITTEE
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REPORT NO. 6	FINANCE & MANAGEMENT COMMITTEE
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REPORT NO. 8	ENERGY & ENVIRONMENT COMMITTEE
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REPORT NO. 9	PUBLIC SAFETY COMMITTEE
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LEGISLATOR RESOLUTIONS:

REFERENCE:

INTRO. 10-1	BURKE	Seeking Permission from NYS to Amend the Erie County Tax Act	Approved
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INTRO. 10-2	LORIGO & BURKE	Home Rule Request Decreasing the Time a Vacant Property May Sit in Foreclosure	Finance & Management
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INTRO. 10-3	SAVAGE	Calling on New York State to Pass Legislation Allowing for "Car Pops" to be Prosecuted as Felony Burglaries	Public Safety
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INTRO. 10-4	MILLS, LORIGO, RATH, MORTON, DIXON, HARDWICK, GRANT, SAVAGE, MILLER- WILLIAMS & LOUGHRAN	Supporting the Federal Puppies Assisting Wounded Service Members Act of 2017	Approved
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INTRO. 10-5	BURKE, SAVAGE & MILLER-WILLIAMS	Saying No to a New York State Constitutional Convention on the 2017 Ballot	Government Affairs
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INTRO. 10-6	BURKE	Improving South Buffalo Pedestrian Waterfront Access	Approved
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COMMUNICATIONS DISCHARGED FROM COMMITTEE:

REFERENCE:

Economic Development Committee:

COMM. 8E-28	COUNTY EXECUTIVE	NYSERDA Clean Energy Communities Program	Approved as Amended
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SUSPENSION OF THE RULES:

REFERENCE:

INTRO. 10-7	DIXON	Support for Increased Penalties for Assault of Police Animals	Government Affairs
INTRO. 10-8	LORIGO & MILLS	Support for Opioid Crisis Related Services	Approved
COMM. 10E-21	COUNTY EXECUTIVE	Teamsters Local 264 – 2017-2018 Successor Collective Bargaining Agreement	Finance & Management
COMM. 10E-22	BURKE	Letter of Absence from Legislative Session	RFP
COMM. 10E-23	BURKE	Letter to Legislators Regarding Session No. 10 (2017)	R&F
COMM. 10E-24	COUNTY EXECUTIVE	Open Item - 2017 Road, Bridge & Infrastructure Project Appropriations	Economic Development
COMM. 10D-6	OFFICE OF THE SHERIFF, DIVISION OF CORRECTIONAL HEALTH	Letter Regarding Intro. 7-8 (2017) Proposed Appropriations	Health & Human Services

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE:

COMM. 10E-1	COUNTY EXECUTIVE	County Executive and Chair Mills Appointment to the Erie County Industrial Development Agency (ECIDA)	RFP
COMM. 10E-2	MILLS	Letter to Clerk of the Legislature Calling a Public Hearing Regarding LL Intro. 10-1 (2017)	RFP
COMM. 10E-3	MILLS	Letter to Clerk of the Legislature Calling a Public Hearing Regarding Proposed 2017-2018 ECC Budget	RFP
COMM. 10E-4	MILLS	Letter of Absence from Committee Meetings	RFP
COMM. 10E-5	LOUGHRAN	Letter of Absence from Committee Meetings	RFP
COMM. 10E-6	COUNTY EXECUTIVE	Appointments to the Erie County Arts and Cultural Advisory Board	RFP

COMM. 10E-7	COUNTY EXECUTIVE	EC Sewer District No. 3 - Engineer Term Contract Agreement - Work Order GPI-1	R&F
COMM. 10E-8	COUNTY EXECUTIVE	Award of Construction Contract - Maple Road (CR 192) Joint Rehabilitation - Town of Amherst	Approved
COMM. 10E-9	COUNTY EXECUTIVE	Award of Construction 2017 Capital Overlay Contract A - Lake Street, Old Lake Shore Rd & Maple St - Towns of Evans, Hamburg, Aurora & Elma	Approved
COMM. 10E-10	COUNTY EXECUTIVE	Agreement with NYSDOT & Award of Construction - Locally Administered Federal Aid Project - Bridge Replacement, Stony Rd Over Ellicott Creek - Town of Lancaster	Approved
COMM. 10E-11	COUNTY EXECUTIVE	Betterment Project Agreement with NYSDOT - General Repairs of Six Bridges - Towns of Aurora & Elma	Approved
COMM. 10E-12	COUNTY EXECUTIVE	Springville Dam Ecosystem Restoration Project - USACE, NYSDEC & EC Project - Contract for Engineering and ROW Acquisition Services Town of Concord & Ashford	Approved
COMM. 10E-13	COUNTY EXECUTIVE	Sprague Brook Park - Campsite Electric Installation Project	Approved
COMM. 10E-14	COUNTY EXECUTIVE	Grant Programs - Authorization to Contact	Approved
COMM. 10E-15	COMPTROLLER	Interim Financial Report for Three-Month Period Ended Mar. 31, 2017	Finance & Management
COMM. 10E-16	COMPTROLLER	Performance Audit of EC Department of Personnel - The Family and Medical Leave Act for Year Ended Dec. 31, 2015	Finance & Management
COMM. 10E-17	COUNTY EXECUTIVE	Department of Social Services Division of Youth Services - Youth Detention Programming	Health & Human Services
COMM. 10E-18	COUNTY EXECUTIVE	Department of Mental Health - Authorization to Allow Department to Contract with BestSelf Behavioral Health Inc	Health & Human Services
COMM. 10E-19	COUNTY EXECUTIVE	Department of Homeland Security & Emergency Services - Acceptance of FY16 Statewide Interoperable Communications Grant	Public Safety
COMM. 10E-20	COUNTY EXECUTIVE	Department of Homeland Security & Emergency Services - Transfer of Homeland Security Trailer to Niagara Frontier Search and Rescue Team	Public Safety

COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE:

<u>COMM. 10D-1</u>	CLERK OF THE LEGISLATURE	Notice of Public Hearing Regarding LL Intro. 10-1 (2017)	R&F
<u>COMM. 10D-2</u>	CLERK OF THE LEGISLATURE	Notice of Public Hearing Regarding Proposed 2017-2018 ECC Budget	R&F
<u>COMM. 10D-3</u>	CLERK OF THE LEGISLATURE	NYS DEC Documents Received	R&F
<u>COMM. 10D-4</u>	INTERIM COMMISSIONER, DEPARTMENT OF PUBLIC WORKS	Notice of Disrepair - Prior Written Notice Law	R&F
<u>COMM. 10D-5</u>	INTERIM COMMISSIONER, DEPARTMENT OF PUBLIC WORKS	Notice of Disrepair - Prior Written Notice Law	R&F

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:

REFERENCE:

<u>COMM. 10M-1</u>	CHAIR, EC INDUSTRIAL DEVELOPMENT AGENCY & BUFFALO & EC REGIONAL DEVELOPMENT CORPORATION	Policy Committee Appointments for ECIDA and ECRDC	R&F
<u>COMM. 10M-2</u>	BUFFALO & EC PUBLIC LIBRARY	Apr. 20, 2017 Board of Trustees Agenda	R&F
<u>COMM. 10M-3</u>	NFTA	Notice of Proposed Rule Making	R&F
<u>COMM. 10M-4</u>	VISIT BUFFALO NIAGARA	1st Quarter, 2017 Reports, Financial Statements and 2016 Audited Financial Statements for Visit Buffalo Niagara and Buffalo Niagara Convention Center	R&F
<u>COMM. 10M-5</u>	DAN GERNATT JR	Letter to Chair Mills Regarding Condition of Bridges and Infrastructure in WNY	R&F
<u>COMM. 10M-6</u>	LAWRENCE CULP	Letter to Legislator Hardwick Regarding Safety on the Niagara River	Energy & Environment
<u>COMM. 10M-7</u>	EC FISCAL STABILITY AUTHORITY	Resolution Approving 2016 ECFA Annual Financial Audit	Finance & Management
<u>COMM. 10M-8</u>	EC BOARD OF ETHICS	Annual Report of Activities for 2016	Government Affairs

ANNOUNCEMENTS:

MEMORIAL RESOLUTIONS:

ADJOURNMENT: