



THE ERIE COUNTY LEGISLATURE

Session No. 14

July 12, 2018

Peter J. Savage, III
Chair

April N.M. Baskin
Majority Leader

Joseph C. Lorigo
Minority Leader

Robert M. Graber
Clerk of the Legislature

ROLL CALL

INVOCATION – Ms. Baskin

PLEDGE OF ALLEGIANCE – Mr. Hardwick

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING – [Meeting No. 13](#)

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

LORIGO [Congratulating Colden Elementary for Being Named the Gold Prize Winner of J.M. Smucker's 3rd Annual Get Out & Grow Contest](#)

LORIGO, DIXON, HARDWICK, MILLS & RATH [Recognizing and Honoring Thomas 'The Conehead' Girot for Being the Unending Ambassador for Buffalo Bison Baseball](#)

BURKE [Honoring Donald Herbert, Jr. and Tara Herbert for their Commitment to Seneca Bluffs Natural Habitat Park](#)

SAVAGE, BASKIN, LORIGO, MILLER-WILLIAMS, HARDWICK, LOUGHRAN, RATH, BURKE, BRUSO, DIXON & MILLS [In Remembrance of Western New York Symbol, Leader, and Guardian Sheriff Thomas F. Higgins](#)

LOCAL LAWS:

REFERENCE:

LL INTRO. 1-2 10/4/2017	BURKE	A LL to Prevent Medical Waste from Entering the Great Lakes, Also Known as the Erie County Pharmaceutical Water Pollution Act	Energy & Environment
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LL INTRO. 4-1 2/27/2017	BURKE	Preventing Underground Tattoo Parlors: A LL to Increase the Ability of Law Enforcement to Prevent Illegal Tattooing	Government Affairs
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LL INTRO. 8-1 4/12/2017	BURKE	Honeybee Protection Act	Energy & Environment
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<u>LL INTRO. 12-1</u> <u>7/10/2017</u>	LORIGO	A LL Requiring Disclosure of Origin and Composition of All Manufactured Parts in Surgically Implanted Dental Devices	Health & Human Services
<u>LL INTRO. 14-1</u> <u>9/21/2017</u>	BURKE	A LL in Relation to Erie County Investing in Local Businesses and Residents, and in Doing so Investing in American Produced Products and Citizens, Also Known as "The Invest in Erie, Invest in America Act"	Economic Development
<u>LL INTRO. 15-1</u> <u>10/4/2017</u>	BURKE	A LL Amending Local Law No. 1-1959, Constituting the Erie County Charter, as Amended, Amending Article 10, in Relation to Establishing an "Erie County Water Quality Commission"	Energy & Environment
<u>LL INTRO. 16-1</u> <u>10/4/2017</u>	BURKE	A LL Protecting Children's Respiratory Health: Banning Smoking in the Car with Children	Health & Human Services
<u>LL INTRO. 17-1</u> <u>10/5/2017</u>	BURKE	A LL Entitled, "SPRAWL PREVENTION ACT" Otherwise known as "MUNICIPAL AND REGIONAL INFRASTRUCTURE ACT" for the Creation of an Erie County Planning Board	Finance & Management
<u>LL INTRO. 20-1</u> <u>11/01/2017</u>	MORTON	A LL Requiring that All County Contracts Include Provisions that Ensure Goods and Materials Purchased or Used Shall be Manufactured in New York	Economic Development
<u>LL INTRO. 23-1</u> <u>12/07/2017</u>	MILLS	A LL Banning Smoking Near and Inside Bus Shelters	Health & Human Services
<u>LL INTRO. 2-1</u> <u>3/6/2018</u>	DIXON, LORIGO, RATH, HARDWICK & MILLS	A LL Amending LL #2 (2014) to Include the Known Abuse of Drugs on Property as a Violation of the Social Host Law	Health & Human Services
<u>LL INTRO. 3-1</u> <u>3/13/2018</u>	RATH	A LL banning individuals from holding elected offices or being appointed to certain boards or commissions who are convicted of certain felony charges	Government Affairs

COMMITTEE REPORTS:

REPORT No. 9	PUBLIC SAFETY COMMITTEE
REPORT No. 10	HEALTH & HUMAN SERVICES COMMITTEE
REPORT No. 10	ECONOMIC DEVELOPMENT COMMITTEE
REPORT No. 12	FINANCE & MANAGEMENT COMMITTEE
REPORT No. 6	GOVERNMENT AFFAIRS COMMITTEE
REPORT No. 10	ENERGY & ENVIRONMENT COMMITTEE

LEGISLATOR RESOLUTIONS:

REFERENCE:

INTRO. 14-1	LOUGHRAN & LORIGO	Termination of Erie County Water Authority Commissioner Schad
INTRO. 14-2	SAVAGE, BASKIN, BURKE & BRUSO	Excluding Veteran Disability Compensation from the Income Calculation for an Erie County Senior Citizen Property Tax Exemption
INTRO. 14-3	BURKE	Seneca Bluffs Natural Habitat Park and Donald Herbert
INTRO. 14-4	SAVAGE	Appointment and Reappointments to the Erie County Medical Center Corporation Board of Directors

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

REFERENCE:

COMM. 13E-34	From the Economic Development Committee	Request to Enter Intro Contract with JMZ Architects & Planners, Inc.
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SUSPENSION OF THE RULES:

REFERENCE:

COMM. 14E-45	COUNTY EXECUTIVE	Placeholder - Fleet Services - Authorization to Enter into Contract with Enterprise Fleet Management
COMM. 14E-46	COUNTY EXECUTIVE	Placeholder - Buffalo Niagara Convention Center - 2018 - Energy Efficient Modifications & Various Improvements to the Exhibit Hall

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE:

COMM. 14E-1	SHERIFF	Seized Assets Fund Transfer	Public Safety
COMM. 14E-2	SAVAGE	Letter to County Executive Regarding 2018 Mid-Year Budget Hearings	Finance & Management

COMM. 14E-3	SAVAGE	Letter to County Attorney Requesting Legal Opinion Concerning Removal Process of ECWA Commissioner	Energy & Environment
COMM. 14E-4	COMPTRROLLER	Report Detailing Apportionment and Distribution of EC Sales Tax for the Months of March, April, & May 2018	Finance & Management
COMM. 14E-5	SHERIFF	Seized Assets Fund Transfer	Public Safety
COMM. 14E-6	COMPTRROLLER	Letter to Legislature Regarding Law Department Spending for May 2018	Finance & Management
COMM. 14E-7	COMPTRROLLER	Erie County 2017 Comprehensive Annual Financial Report	Finance & Management
COMM. 14E-8	COMPTRROLLER	Review of Fixed Assets - Town of Boston	Finance & Management
COMM. 14E-9	SHERIFF	Bomb Squad Training Grant for FY17	
COMM. 14E-10	LORIGO	Letter to Legislator Brusco Regarding County's Efforts to Combat the Opioid Crisis	Health & Human Services
COMM. 14E-11	LORIGO	Letter to Commissioner of Health Requesting an Update on the Department's Effort to Combat the Opioid Crisis	Health & Human Services
COMM. 14E-12	LORIGO	Letter to Commissioner of Mental Health Requesting an Update on the Department's Effort to Combat the Opioid Crisis	Health & Human Services
COMM. 14E-13	COUNTY EXECUTIVE	Federal-Aid Highway Local Project - NYSDOT Supplemental Agreement No. 2 - Tonawanda Rails to Trails Extension Project	Economic Development
COMM. 14E-14	COUNTY EXECUTIVE	Award of Contract to Lowest Responsible Bidder - Belscher Rd. Slide Remediation	Economic Development
COMM. 14E-15	COUNTY EXECUTIVE	ECC City Campus 2018 - Various ADA Upgrades & Ellicott St. Building Elevator Modernization	Economic Development
COMM. 14E-16	COUNTY EXECUTIVE	Award of Construction to Lowest Responsible Bidder - 2018 Miscellaneous Culvert Group 1 - Construction Phase Services Contract	Economic Development
COMM. 14E-17	COUNTY EXECUTIVE	Award of Construction to Lowest Responsible Bidder - 2018 Culvert Group 2 - Construction Phase Services Contract	Economic Development
COMM. 14E-18	COUNTY EXECUTIVE	Levy of 2018-2019 School Tax Budgets	Finance & Management

COMM. 14E-19	COUNTY EXECUTIVE	Budget Revision for NYSDEC Waste Reduction & Recycling Coordination Grant	Energy & Environment
COMM. 14E-20	COUNTY EXECUTIVE	Federal-Aid Highway Local Project Agreement with NYSDOT & Contracts for Engineering Design Services for Pedestrian Safety Action Plan Improvements	Economic Development
COMM. 14E-21	COUNTY EXECUTIVE	Department of Probation - Utilizing Forfeiture Funds to Purchase Equipment	Public Safety
COMM. 14E-22	COUNTY EXECUTIVE	Retain Engineering Services for Big Sister Creek Constructed Wetland Study	Energy & Environment
COMM. 14E-23	COUNTY EXECUTIVE	Award of Construction Contract for the 2018 Overlay of Garrison Rd.	Economic Development
COMM. 14E-24	COUNTY EXECUTIVE	Goodrich Road Reconstruction	Economic Development
COMM. 14E-25	COUNTY EXECUTIVE	Award of Construction Contract for the 2018 Capital Overlay Contract - Pleasant View Rd. & Kenmore Ave.	Economic Development
COMM. 14E-26	COUNTY EXECUTIVE	ECC STEM Building - Architecture/Engineering Consultant's Design Contingency Increase	Economic Development
COMM. 14E-27	COUNTY EXECUTIVE	Federal-Aid Project for Pavement Resurfacing Project - Maple Rd., Hopkins Rd. to Rt. 78	Economic Development
COMM. 14E-28	COUNTY EXECUTIVE	Federal-Aid Project Pavement Rehabilitation/Resurfacing Design Agreement - Abbott Rd., McKinley Pkwy. & Armor Duells Rd.	Economic Development
COMM. 14E-29	COUNTY EXECUTIVE	E911 Capital Project Upgrade	Public Safety
COMM. 14E-30	COUNTY EXECUTIVE	Agreement with Town of Evans for a Transportation Alternatives Program Grant Application - Evans Shoreline Trail Phase 4	Energy & Environment
COMM. 14E-31	COUNTY EXECUTIVE	Buffalo Niagara Convention Center - Phase 2 Toilet Room Renovations	Economic Development
COMM. 14E-32	COUNTY EXECUTIVE	EC Clarence Highway Facility - 2018 Soil Remediation & Fuel Tank Replacements	Economic Development

COMM. 14E-33	COUNTY EXECUTIVE	Locally Administered Federal Aid Project - NYSDOT Agreement and Construction Award for Bridge Painting & Repairs - Towns of Aurora & Marilla, Village of Hamburg	Economic Development
COMM. 14E-34	COUNTY EXECUTIVE	Federal-Aid Highway Local Project - Supplemental Agreement with NYSDOT - Cedar St. Bridge over Ledge Creek Replacement - Town of Newstead	Economic Development
COMM. 14E-35	COUNTY EXECUTIVE	Federal-Aid Highway Local Project - Supplemental Agreement with NYSDOT - Pontiac Rd. Bridge over Big Sister Creek Replacement - Town of Evans	Economic Development
COMM. 14E-36	COUNTY EXECUTIVE	Bethlehem Steel Redevelopment - Contract for Construction Services for Dona St. Extension - City of Lackawanna	Economic Development
COMM. 14E-37	COUNTY EXECUTIVE	Federal-Aid Project Agreement for the Replacement of Hillcroft Dr. Bridge over Eighteen Mile Creek - Town of Boston	Economic Development
COMM. 14E-38	COUNTY EXECUTIVE	Federal-Aid Highway Local Project - Supplemental Agreement with NYSDOT & Contracts for Construction & Inspection Services for Safety Improvements at Genesee Rd., Route 240 & Sibley Rd. Intersection - Town of Concord	Economic Development
COMM. 14E-39	COUNTY EXECUTIVE	Regional Niagara River Lake Erie Watershed Management Plan Phase 2 - No Cost Extension	Energy & Environment
COMM. 14E-40	COUNTY EXECUTIVE	Contract Extension - Aging by Design Planning Grant	Health & Human Services
COMM. 14E-41	COUNTY EXECUTIVE	EC Holding Center - 2018 Kitchen Floor Replacement & Kitchen/Laundry Domestic Hot Water Upgrades	Public Safety
COMM. 14E-42	COMPTROLLER	2018 RAN Resolution	Finance & Management
COMM. 14E-43	COUNTY CLERK	Purchase of Technology Equipment & Software Updates, Auto Bureau Seating	Government Affairs
COMM. 14E-44	COUNTY EXECUTIVE	Raise the Age 2018	Finance & Management

COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE:

COMM. 14D-1	COUNTY ATTORNEY	Legal Opinion Concerning ECWA	Energy & Environment
COMM. 14D-2	DEPUTY COMPTROLLER, AUDIT	Letter to Commissioner of Probation Regarding Audit of Operation and Performance of the Department's Restitution Fund	Finance & Management
COMM. 14D-3	ENVIRONMENT & PLANNING	State Environmental Quality Review - Solicitation for Lead Agency Status Unlisted Action	Energy & Environment
COMM. 14D-4	DIRECTOR OF BUDGET AND MANAGEMENT	Budget Monitoring Report for Period Ending May 2018	Finance & Management

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:

REFERENCE:

COMM. 14M-1	DAVID KARB	Letter of Interest for Commissioner of the Erie County Water Authority	Energy & Environment
COMM. 14M-2	NYS AUTHORITIES BUDGET OFFICE	Response to Inquiry Regarding Removal of ECWA Members	Energy & Environment
COMM. 14M-3	RONALD J. PILOZZI	Letter of Interest for Commissioner of the Erie County Water Authority	Energy & Environment
COMM. 14M-4	DALE KEPNER	Letter of Interest for Commissioner of the Erie County Water Authority	Energy & Environment
COMM. 14M-5	E. THOMAS JONES, ESQ.	Letter of Interest for Commissioner of the Erie County Water Authority	Energy & Environment
COMM. 14M-6	ALAN K. GETTER	Letter of Interest for Commissioner of the Erie County Water Authority	Energy & Environment
COMM. 14M-7	NFTA	2017-18 NFTA-Metro Annual Performance Report	Economic Development
COMM. 14M-8	NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION	Brownfield Cleanup Program – Public Comment Period Announcement	Energy & Environment
COMM. 14M-9	NYS AUTHORITIES BUDGET OFFICE	Annual Report on Public Authorities in NYS - July 1, 2018	Government Affairs

ANNOUNCEMENTS:

MEMORIAL RESOLUTIONS:

ADJOURNMENT: