



# THE ERIE COUNTY LEGISLATURE

Session No. 5

March 5, 2020

April N.M. Baskin  
*Chair*

Timothy J. Meyers  
*Majority Leader*

Joseph C. Lorigo  
*Minority Leader*

Robert M. Graber  
*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. Gilmour

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TABLED ITEMS – Rules of the Legislature for 2020

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ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

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

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PUBLIC HEARING

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## MISCELLANEOUS RESOLUTIONS:

HARDWICK

[Recognizing and Honoring Lenore Izetta Carroll on Her 100th Birthday and Commending Her for Her Dedication to Grand Island](#)

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BASKIN

[Honoring and Recognizing Ms. Lorna C. Hill for Her Exceptional Accomplishments](#)

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BASKIN

[Honoring and Recognizing Alpha Kappa Alpha Sorority, Incorporated, Xi Epsilon Omega Chapter](#)

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RATH

[Recognizing March as Agriculture Month in Erie County](#)

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RATH

[Recognizing and Acknowledging Mary Bengart for Her Commitment to Clarence and for Being Named the Clarence Chamber of Commerce's 2020 Volunteer of the Year](#)

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RATH

[Recognizing and Acknowledging Brennan's Bowery Bar for Its Contributions to Clarence and WNY and for Being Named the Clarence Chamber of Commerce's 2020 Large Business of the Year](#)

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RATH

[Recognizing and Acknowledging Clarence Pharmacy for Its Success and Exceptional Customer Service and for Being Named the Clarence Chamber of Commerce's 2020 Small Business of the Year](#)

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RATH

[Recognizing and Acknowledging the Clarence Schools Enrichment Foundation for All Its Achievements and for Being Named the Clarence Chamber of Commerce's 2020 Organization of the Year](#)

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LORIGO

[Recognizing and Acknowledging Colleen Edwards and Danny's Helping Hands for Providing Volunteer Assistance to Hundreds of Students and Families Annually](#)

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| TODARO   | <a href="#">Congratulating Florence "Tina" Fritz Upon the Occasion of Celebrating Her 100th Birthday</a>   |
| RATH   | <a href="#">Recognizing and Acknowledging Reverend Doctor Gregory Hall for His Achievements and Contributions to the Clarence Community and for Being Named the Clarence Chamber of Commerce's 2020 Citizen of the Year</a>                      |
| MILLS  | <a href="#">Honoring Stephen Lillie as Collins Fire Company's 2020 Fireman of the Year</a>   |
| JOHNSON & BASKIN   | <a href="#">Honoring and Recognizing Keynote Speaker Roland S. Martin, National Columnist, Author and Journalist</a>   |
| BASKIN, MEYERS, LORIGO, JOHNSON, CHIMERA, HARDWICK, VINAL, RATH, TODARO, GILMOUR & MILLS | <a href="#">Honoring and Remembering Joseph S. Mattina</a>   |
| LORIGO   | <a href="#">Recognizing and Honoring Meals on Wheels and FeedMore WNY, Its Volunteers and Staff and Recognizing March 16th - March 20th as March for Meals Community Champions Week</a>  |
| RATH   | <a href="#">Recognizing and Acknowledging John Mosher for All His Achievements and Contributions to the Clarence Community and for Being Named the Clarence Chamber of Commerce's 2020 Lifetime Achiever</a>                                     |
| RATH   | <a href="#">Recognizing and Acknowledging Nathan Mroz for All His Achievements and Contributions to the Clarence and Western New York Communities and for Being Named the Clarence Chamber of Commerce's 2020 Young Entrepreneur of the Year</a> |
| JOHNSON  | <a href="#">Honoring and Remembering Randall "Gizmo" Neal</a>  |
| RATH   | <a href="#">Recognizing and Acknowledging Firefighter Patrick Quinn Upon the Occasion of His Designation for Special Recognition After 25 Years of Dedicated Service to the North Amherst Fire Company</a>                                       |
| MILLS  | <a href="#">Honoring Roy Schmitt as Langford New Oregon Fire Department's Fireman of the Year</a>  |
| TODARO   | <a href="#">Congratulating Jane Firestone Upon the Occasion of Her Retirement of 29 Years from the Lancaster Police Department</a>   |

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**LOCAL LAWS:**

**REFERENCE:**

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|---|--------|--|--------------------|
| <a href="#">LL INTRO. 3-1 3/13/2018</a> | 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 |
| <a href="#">LL INTRO. 3-1 4/2/2019</a>  | LORIGO | A LL amending Local Law No. 1-1959, constituting the Erie County Charter, as amended, in relation to the regular enplanement of the Citizens Salary Review | Government Affairs |

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| <a href="#">LL INTRO. 4-1<br/>4/11/2019</a> | LORIGO, DIXON,<br>RATH & MILLS                           | A LL Titled, "Amendment to the<br>Erie County Code of Ethics"  | Government<br>Affairs |
| <a href="#">LL INTRO. 5-1<br/>4/16/2019</a> | LORIGO   | A LL Titled, "Internet Devices<br>Privacy Act"   | Government<br>Affairs |
| <a href="#">LL INTRO. 9-1<br/>9/23/2019</a> | LORIGO   | A LL creating the Road<br>and Infrastructure Specialist<br>Advisory Board  | Government<br>Affairs |
| <a href="#">LL INTRO. 1-1<br/>1/31/2020</a> | MEYERS, VINAL,<br>BASKIN, JOHNSON,<br>CHIMERA & HARDWICK | A LL titled, "The Jail Management<br>Transparency and Accountability Act"  | Public Safety         |
| <a href="#">LL INTRO. 2-1<br/>3/3/2020</a>  | RATH   | A LL banning individuals from<br>holding elected offices or being<br>appointed to certain boards or<br>commissions who are convicted<br>of certain felony charges otherwise<br>known as the "Public Trust and<br>Accountability Act" |                       |

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**COMMITTEE REPORTS:**

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

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

REPORT No. 4     [ECONOMIC DEVELOPMENT COMMITTEE](#)

REPORT No. 4     [PUBLIC SAFETY COMMITTEE](#)

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

**LEGISLATOR RESOLUTIONS:**

**REFERENCE:**

[INTRO. 5-1](#)     CHIMERA     Support for Designation of University  
Heights Neighborhood on National  
Register of Historic Places

[INTRO. 5-2](#)     MILLS     Transfer of Surplus Property  
to Village of Orchard Park

[INTRO. 5-3](#)     MEYERS & CHIMERA     Opposition to Governor's  
2020-2021 State Budget Proposal  
Cutting Public Library Funding

[INTRO. 5-4](#)     HARDWICK, MEYERS,  
VINAL, BASKIN,  
JOHNSON, GILMOUR &  
CHIMERA     Opposition to President's Proposed  
2021 Budget that Slashes or Ends  
Critical Programs Benefiting EC  
& Residents

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| <a href="#">INTRO. 5-5</a> | LORIGO & TODARO | Support for State Legislation to Ban Animal-Tested Cosmetics  |
| <a href="#">INTRO. 5-6</a> | MILLS           | Opposition to Governors 30-Day Amendment Excluding Local Residents in the Siting of Alternative Energy Projects |

**COMMUNICATIONS DISCHARGED FROM COMMITTEE:**

**REFERENCE:**

*From the Health & Human Services Committee:*

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| <a href="#">COMM. 4E-11 (2020)</a> | COUNTY EXECUTIVE | Authorization to Contract – Consumer Directed Home Care Services |
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**SUSPENSION OF THE RULES:**

**REFERENCE:**

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| <a href="#">INTRO. 5-7</a>  | LORIGO, RATH, TODARO & MILLS | Minority Caucus Staffing Adjustments           |
| <a href="#">COMM. 5E-19</a> | COUNTY EXECUTIVE             | Real Estate Transfer Tax Surplus Appropriation |
| <a href="#">COMM. 5E-20</a> | LORIGO                       | Abstention on COMM. 4E-12 (2020)               |

**COMMUNICATIONS FROM ELECTED OFFICIALS:**

**REFERENCE:**

|                            |                            |  |                         |
|----------------------------|----------------------------|--|-------------------------|
| <a href="#">COMM. 5E-1</a> | COMPTROLLER                | Report on Financial Impact of NYS's Bail Reform Efforts                        | Public Safety           |
| <a href="#">COMM. 5E-2</a> | COUNTY EXECUTIVE           | Follow Up Letter Concerning Cash Flow Concerns/February IGT Payment            | Finance & Management    |
| <a href="#">COMM. 5E-3</a> | COUNTY EXECUTIVE & SHERIFF | Joint Resolution - Transfer of Telephone Funds for Jail Safety Equipment       | Public Safety           |
| <a href="#">COMM. 5E-4</a> | COUNTY EXECUTIVE           | Forensic Laboratory Personnel Modification                                     | Public Safety           |
| <a href="#">COMM. 5E-5</a> | COUNTY EXECUTIVE           | Extension of 1.0% & Additional 0.75% Sales & Compensating Use Tax              |                         |
| <a href="#">COMM. 5E-6</a> | COUNTY EXECUTIVE           | Authorization to Enter into Contract for Healing Communities Study             | Health & Human Services |
| <a href="#">COMM. 5E-7</a> | COUNTY EXECUTIVE           | ECSD No. 1-6 & 8 - Engineering Term Agreement                                  | Energy & Environment    |
| <a href="#">COMM. 5E-8</a> | COUNTY EXECUTIVE           | Authorization to Enter into Agreement - State Aid for Snowmobile Development   | Energy & Environment    |
| <a href="#">COMM. 5E-9</a> | COUNTY EXECUTIVE           | Authorization to Enter into Contract - Jesse E. Nash Health Center IT Upgrades | Economic Development    |

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| <a href="#">COMM. 5E-10</a>                                      | COUNTY EXECUTIVE  | Authorization to Enter into Agreement Amendment for SUNY Erie 2018 ADA Upgrades & Ellicott St. Building Elevator Modernization                              | Economic Development     |
| <a href="#">COMM. 5E-11</a>                                      | COUNTY EXECUTIVE  | Authorization to Enter into Agreement for Operation of Grover Cleveland Golf Course Concession Area   |                          |
| <a href="#">COMM. 5E-12</a>                                      | COUNTY EXECUTIVE  | ECSD No. 2 - Engineering Term Contract Agreement  | Energy & Environment     |
| <a href="#">COMM. 5E-13</a>                                      | COUNTY EXECUTIVE  | ECSD No. 2 - Contract Close Out   | Energy & Environment     |
| <a href="#">COMM. 5E-14</a>                                      | COUNTY EXECUTIVE  | Authorization to Enter into Supplemental Agreement w/NYS DOT & Award of Construction - Eighteen Mile Creek Replacement, Town of Boston                      | Economic Development     |
| <a href="#">COMM. 5E-15</a>                                      | COUNTY EXECUTIVE  | Authorization to Enter into Agreement w/NYS DOT & Award of Construction - Bridges: Towns of Alden, Lancaster, North Collins, W. Seneca & City of Lackawanna | Economic Development     |
| <a href="#">COMM. 5E-16</a>                                      | COMPTROLLER       | Letter Regarding Final Payments of 2019 Sales Tax   | Finance & Management     |
| <a href="#">COMM. 5E-17</a>                                      | CHIMERA           | Letter to DoH Commissioner Concerning Coronavirus Covid-19 Outbreak   | Health & Human Services  |
| <a href="#">COMM. 5E-18</a>                                      | COMPTROLLER       | 2020 Consolidated Bond Resolution Place Holder  | Finance & Management     |
| <b><u>COMMUNICATIONS FROM THE DEPARTMENTS:</u></b>               |                   |   | <b><u>REFERENCE:</u></b> |
| <a href="#">COMM. 5D-1</a>                                       | DEPT. OF LAW      | Transmittal of New Claims Against EC  | Government Affairs       |
| <b><u>COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:</u></b> |                   |   | <b><u>REFERENCE:</u></b> |
| <a href="#">COMM. 5M-1</a>                                       | NYS DOT           | Petition Ordering Public At-Grade Rail Crossing at Extension of Dona St., Lackawanna  | Economic Development     |
| <a href="#">COMM. 5M-2</a>                                       | NYS DEC           | Fact Sheet - Brownfield Cleanup Program Application & Draft Remedial Investigation - SpotOn Legacy LLC, 145 Ganson St., Buffalo                             | Energy & Environment     |
| <a href="#">COMM. 5M-3</a>                                       | CITY OF TONAWANDA | Letter from City Attorney to National Grid Regarding City Purchase Sales Agreement  | Government Affairs       |

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| <a href="#">COMM. 5M-4</a>  | TOWN OF ALDEN                                       | Certified Resolution Reaffirming Support of the 2nd Amendment & Declaring Alden a Second Amendment Sanctuary Town | Government Affairs   |
| <a href="#">COMM. 5M-5</a>  | KENILWORTH FIRE DISTRICT NO. 2                      | Letter Regarding Concerns with NFTA Metro Rail Extension Project  | Economic Development |
| <a href="#">COMM. 5M-6</a>  | BUFFALO NIAGARA COALITION FOR OPEN GOVERNMENT, INC. | Letter Concerning ECWA Appointment  | Energy & Environment |
| <a href="#">COMM. 5M-7</a>  | NYSDEC  | Invitation for Public Comment - Brownfield Cleanup Proposed Remedy for 240 Lakefront Blvd., Buffalo               | Energy & Environment |
| <a href="#">COMM. 5M-8</a>  | NYSDEC  | Fact Sheet - Completion of Brownfield Cleanup Program at 1827 Fillmore Ave., Buffalo                              | Energy & Environment |
| <a href="#">COMM. 5M-9</a>  | NYSDEC  | Fact Sheet - Completion of Brownfield Cleanup Program at 1665 Main St., Buffalo                                   | Energy & Environment |
| <a href="#">COMM. 5M-10</a> | NYSDEC  | Environment Site Remediation Database Details for 127 Buffalo River, 189 Ganson St. & 191 Ganson St., Buffalo     | Energy & Environment |
| <a href="#">COMM. 5M-11</a> | NYSDEC  | Invitation for Public Comment - Brownfield Cleanup Proposed Remedy for 2075 Seneca St., Buffalo                   | Energy & Environment |
| <a href="#">COMM. 5M-12</a> | ASSOCIATION OF ERIE COUNTY GOVERNMENTS              | Certified Resolution Opposing Amendment to NYS Final Budget   | Government Affairs   |

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**ANNOUNCEMENTS:**

**MEMORIAL RESOLUTIONS:**

**ADJOURNMENT:**