



THE ERIE COUNTY LEGISLATURE

Session No. 1

January 8, 2009

ROLL CALL

INVOCATION – Mr. Kozub

PLEDGE OF ALLEGIANCE – Mr. Kennedy

NOMINATION & ELECTION OF CHAIR

NOMINATION & ELECTION OF CLERK

DESIGNATION OF MAJORITY LEADER

DESIGNATION OF MINORITY LEADER

RULES OF THE LEGISLATURE FOR 2009

DESIGNATION OF NEWSPAPERS

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

IANNELLO Memorial Resolution for Elonora Krull Olcott Tiffany

IANNELLO Congratulating James Millard on His Appointment as President and CEO of Kenmore Mercy Hospital

IANNELLO Congratulating Trinity United Methodist Church, Founded in 1867, on Its Anniversary

IANNELLO Congratulating the Sheridan Parkside Property Owners on Their 14th Anniversary

IANNELLO Honoring the Memory of Catherine Butera

IANNELLO Memorial Resolution for Harry J. Stewart

IANNELLO Congratulating Deborah Bruch Bucki on becoming Amherst Town Clerk

MARINELLI, WHYTE, KOZUB, KENNEDY, KONST, GRANT, MAZUR, WROBLEWSKI, IANNELLO, REYNOLDS & LOUGHRAN Recognizing James A. Duncan, Jr. for His Decades of Service to the UAW & Working Families

MARINELLI, WHYTE, KOZUB, KENNEDY, KONST, GRANT, MAZUR, WROBLEWSKI, IANNELLO, REYNOLDS & LOUGHRAN
 Congratulating Kevin Donovan on His Retirement from UAW Region 9

KONST
 Congratulating the Newest Eagle Scouts from Troop #290 of Marilla, New York: Matthew Zydel, Austin Nottingham, Brian MacLeod, Jonathan Roth, Andrew Sheehan, Kyle Ingraham

MILLS
 Commending Edward C. Huebert on Achieving the Rank of Eagle Scout

LOCAL LAWS:

REFERENCE:

LL INT. 2-1
 3/18/2008 RANZENHOFER, MILLS & RATH A LL Requiring Businesses to Verify that Employees are Legally Eligible to be Employed in the US and Erie County Economic Development

LL INT. 3-2
 4/4/2008 IANNELLO, KONST, REYNOLDS, MILLS, GRANT & LOUGHRAN Tax Payer Protection Law Government Affairs

LL INT. 5-1
 6/10/2008 MILLS A LL to Change the Name of the Department of Environment and Planning to the Department of Economic Development, Environment and Planning and Update Position Titles Energy & Environment

LL INT. 8-1
 11/21/2008 KENNEDY, WHYTE, REYNOLDS, KOZUB, LOUGHRAN, IANNELLO, MILLER-WILLIAMS & GRANT A LL to Strengthen and Encourage Lowest Responsible Bidder Requirements for Erie County Contracts Economic Development

COMMITTEE REPORTS:

None.

LEGISLATOR RESOLUTIONS:

REFERENCE:

INTRO 1-1 MARINELLI, WHYTE & KONST Protecting Taxpayers' Interests: Legal and Fiscal Matters Related to the 2009 Erie County Budget as Adopted by the Erie County Legislature

INTRO 1-2 MARINELLI, WHYTE, KONST & REYNOLDS Technical Amendments (A) for 2009 Budget

INTRO 1-3 MARINELLI, WHYTE, KONST & REYNOLDS Technical Amendments (B) for 2009 Budget

INTRO 1-4 MARINELLI, WHYTE, KONST & REYNOLDS Technical Amendments (C) for 2009 Budget

INTRO 1-5	KENNEDY	Urging Governor David A. Paterson to Appoint a Western New York/Upstate Candidate to the United States Senate
INTRO 1-6	IANNELLO, MARINELLI, WHYTE, MILLS, KOZUB, KENNEDY, MILLER-WILLIAMS, GRANT, MAZUR, REYNOLDS & RATH	State Aid Reductions to Family Support Center
INTRO 1-7	IANNELLO, MARINELLI, WHYTE, KONST, GRANT, MAZUR & REYNOLDS	Expansion of New York State's Bottle Deposit Law to Include Non-Carbonated Beverage Containers
INTRO 1-8	IANNELLO, WHYTE, MARINELLI, KOZUB, MILLER-WILLIAMS & LOUGHRAN	Reduction of Benzene & Other Hazardous Air Pollutants in Tonawanda, New York

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

SUSPENSION OF THE RULES:

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE:

COMM. 1E-1	COMPTROLLER	Requesting ECFSA Approval of Erie County Capital Borrowing	Finance & Management
COMM. 1E-2	COMPTROLLER	Erie County Prescription Drug Discount Card Program	Health & Human Services

COMM. 1E-3	COMPTROLLER	Comptroller's Preliminary Review of Proposed 2009-2010 New York State Executive Budget	Finance & Management
COMM. 1E-4	KONST	Letter of Absence for Session #29, 12/22/08	RFP
COMM. 1E-5	COUNTY EXECUTIVE	Designation Pursuant to Erie County Charter Section 304	R&F
COMM. 1E-6	MARINELLI	Letter to Real Property Tax Services Director Concerning Property Tax Levy Legal Authority	Finance & Management
COMM. 1E-7	COMPTROLLER	Erie County Payments - Bonded Capital Projects	Finance & Management
COMM. 1E-8	RANZENHOFER	Letter of Absence for Session #29, 12/22/08	RFP
COMM. 1E-9	COMPTROLLER	Memorandum Concerning NYS Comptroller - New Regulations on Time Reporting	Government Affairs
COMM. 1E-10	MARINELLI	2009 Schedule of Legislative Sessions - Invocation & Pledge Schedule	RFP
COMM. 1E-11	COMPTROLLER	Report Detailing Apportionment & Distribution of 4.75% Sales & Compensating Use Tax	Finance & Management
COMM. 1E-12	MARINELLI	Erie County Legislature 2009 Committee Assignments	RFP
COMM. 1E-13	MARINELLI	Erie County Legislature Policies & Procedures for 2009	R&F
COMM. 1E-14	COUNTY EXECUTIVE	Establish POMP Grant	Health & Human Services
COMM. 1E-15	COUNTY EXECUTIVE	NYS Nurses Association - Successor Collective Bargaining Agreement	
COMM. 1E-16	COUNTY EXECUTIVE	Revise WRAP-SOFA Grant	Health & Human Services
COMM. 1E-17	COUNTY EXECUTIVE	Assistant Commissioner Position Creation	Health & Human Services
COMM. 1E-18	COUNTY EXECUTIVE	CPS - Local Enhanced Wireless 911 Program	Public Safety
COMM. 1E-19	COUNTY EXECUTIVE	Comprehensive Adoption Services Program	Health & Human Services
COMM. 1E-20	COUNTY EXECUTIVE	Buffalo & EC Botanical Gardens - New Growing House Architect/Engineer Fees	Economic Development

COMM. 1E-21	COUNTY EXECUTIVE	Exchange of Service for Equipment with Town of Grand Island	Economic Development
COMM. 1E-22	COUNTY EXECUTIVE	Personnel Adjustment - Childhood Lead Poisoning Prevention Program (4/1/08 - 3/31/09)	Health & Human Services
COMM. 1E-23	COUNTY EXECUTIVE	Hyland Software Maintenance Contract	Health & Human Services
COMM. 1E-24	MINORITY CAUCUS	Appointment of Raymond W. Walter to Fill Vacancy in 4th Legislative District	
COMM. 1E-25	DISTRICT ATTORNEY	District Attorney's Office Re-Organization	
COMM. 1E-26	RANZENHOFER	Letter of Resignation Effective 12/31/08	RFP

COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE:

COMM. 1D-1	COMMISSIONER OF HEALTH	Agenda Items for Board of Health Meeting to be Held 1/8/09	Health & Human Services
COMM. 1D-2	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	Government Affairs
COMM. 1D-3	COUNTY ATTORNEY	Copy of Letter to County Executive - RE: Determination of Amount Required Real Property Tax Levy	Finance & Management
COMM. 1D-4	DIRECTOR OF BUDGET & MANAGEMENT	Budget Monitoring Report for Period Ending 10/31/08 & 2008 Year-End Projection	Finance & Management
COMM. 1D-5	COUNTY ATTORNEY'S OFFICE	Notice of Public Hearing: Local Law Intro No. 9 - 2008	R&F
COMM. 1D-6	DIRECTOR OF REAL PROPERTY TAX SERVICES	Letter to Legislature Chair Concerning Property Tax Levy Legal Authority	Finance & Management
COMM. 1D-7	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	Government Affairs
COMM. 1D-8	CLERK OF THE LEGISLATURE	Agenda Items Received & Filed on 12/31/08	RFP
COMM. 1D-9	COUNTY ATTORNEY	Revised Designation in the Event of Vacancy, Absence or Inability	R&F
COMM. 1D-10	DIRECTOR OF INTERGOVERNMENTAL AFFAIRS	Real Estate/Space Utilization Quarterly Update	Economic Development

<u>COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:</u>			<u>REFERENCE:</u>
COMM. 1M-1	NIAGARA ERIE REGIONAL COALITION	Agenda Items for Meeting Held 12/12/08	Government Affairs
COMM. 1M-2	TOWN OF CONCORD	Copy of Resolutions Supporting EC Soil & Water Conservation District	Finance & Management
COMM. 1M-3	ALDEN MEALS ON WHEELS	Letter Acknowledging Receipt of Request for Budget Accountability Act Close-Out Report	R&F
COMM. 1M-4	NYS DEC	NYS Fish, Wildlife & Marine Resource Goals for 2010 - Ecosystem Protection	Energy & Environment
COMM. 1M-5	MEALS ON WHEELS FOR WNY INC.	Legislature Budget Accountability Act - 2008 Close-Out Report	Government Affairs
COMM. 1M-6	SALLY ANN FRANZ	Letter Supporting Funding for Shakespeare in Delaware Park	Finance & Management
COMM. 1M-7	BUFFALO & ERIE COUNTY PUBLIC LIBRARY	Agenda Items for Meeting Held 12/18/08	Community Enrichment
COMM. 1M-8	TOWN OF CONCORD	Copy of Resolution in Opposition to Any Property Tax Increase in the County	Finance & Management
COMM. 1M-9	NYS PUBLIC SERVICE COMMISSION	Order Adopting Changes to Electric Safety Standards	Economic Development
COMM. 1M-10	ERIE COUNTY SOIL & WATER CONSERVATION DISTRICT	Legislature Budget Accountability Act - 2008 Close-Out Report	Government Affairs
COMM. 1M-11	KEN-TON MEALS ON WHEELS	Legislature Budget Accountability Act - 2008 Close-Out Report	Government Affairs
COMM. 1M-12	OPERATION PETS	Legislature Budget Accountability Act - 2008 Close-Out Report	Government Affairs
COMM. 1M-13	PUTNAM COUNTY LEGISLATURE	Copy of Resolution Supporting Continuation of Empire Zone Program	Economic Development
COMM. 1M-14	GOVERNOR PATERSON	Acknowledgement of Receipt of Certified Resolution	R&F
COMM. 1M-15	COLUCCI & GALLAHER, P.C.	Agenda Items for ECMCC Meeting Held on 12/18/08	Health & Human Services
COMM. 1M-16	NFTA	NFTA Board Minutes for Meeting Held 11/24/08	Economic Development
COMM. 1M-17	NIAGARA ERIE REGIONAL COALITION	Legislature Budget Accountability Act - 2008 Close-Out Report	Government Affairs

ANNOUNCEMENTS:

MEMORIAL RESOLUTIONS:

ADJOURNMENT: