



THE ERIE COUNTY LEGISLATURE

Session No. 3
February 7, 2008

Lynn M. Marinelli
Chairperson

Maria R. Whyte
Majority Leader

John J. Mills
Minority Leader

Robert M. Graber
Clerk of the Legislature

ROLL CALL

INVOCATION – Ms. Konst

PLEDGE OF ALLEGIANCE – Ms. Whyte

RULES OF THE LEGISLATURE FOR 2008

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS

KOZUB

In Memory of Norman H. Seele, Sr.

IANNELLO

Recognizing Jeff Loder as "Firefighter of the Year" for 2007

IANNELLO

Recognizing Steve Kopf for His Fifth Consecutive Semester on Niagara University's Dean's List in the Fall of 2007

IANNELLO

Recognizing Jean-Francois Gournard, Ph.D.'s Elevation to the Rank of "Commandeur" by France's L-Ordre Des Palmes Academiques

IANNELLO

Recognizing Angela Diebold's Receipt of the Diocese of Buffalo's St. Christopher Award

IANNELLO

Recognizing Nathan Keefe's Receipt of the Diocese of Buffalo's Catholic Youth Spirit Award

IANNELLO

Recognizing Chris Affuso's Promotion to the Position of Manager of U.S. Engineering and Construction Network at Praxair, Inc.

IANNELLO

Recognizing Captain Paul M. Gugg's Assumption of Command for Coast Guard Sector San Francisco

IANNELLO

Memorial Resolution for John E. "Jack" Ward

KENNEDY

Honoring Jeremy Bauer, Brian Kaempf, Patrick Weisansal Upon Reaching the Rank of Eagle Scout

IANNELLO

Recognizing Marcia Burn's Receipt of the New York State Magistrates Court Clerks Association Inc Court Clerk of 2007 Award

MARINELLI

In Memory of Joseph J. Cottrell

REYNOLDS

Honoring Coast Guard Petty Officer Second Class Steven M. Ruh
of North Boston NY

LOCAL LAWS

REFERENCE

LL INT. 1-1 1/16/2007	MILLS, RANZENHOFER & WEINSTEIN	A LL Requiring Elected Officials to Resign From Office Upon Being Convicted of a Misdemeanor or Felony	Government Affairs
LL INT. 3-2 6/28/2007	IANNELLO, MARINELLI, REYNOLDS, KONST, LOUGHRAN, LOCKLEAR, RANZENHOFER, MILLS and WEINSTEIN	A LL Amending Article II, Section 202 of Local Law No. 7-2007, Known as the Erie County Charter	Government Affairs
LL INT. 8-1 7/18/2007	IANNELLO, KONST, REYNOLDS & MILLS	Taxpayer Protection Law	Government Affairs
LL INT. 9-1 10/4/2007	RANZENHOFER	Repeal of LL No. 2-2006	Economic Development
LL INT. 1-1 1/30/2008	KENNEDY, ET AL	A LL Amending LL No. 1-1959, Constituting the Erie County Charter, as Last Amended by LL No. 3-2006, in Relation to the County Veterans' Service Agency	

COMMITTEE REPORTS

REPORT NO. 2	HEALTH & HUMAN SERVICES COMMITTEE
REPORT NO. 2	COMMUNITY ENRICHMENT COMMITTEE
REPORT NO. 2	ECONOMIC DEVELOPMENT COMMITTEE
REPORT NO. 2	PUBLIC SAFETY COMMITTEE
REPORT NO. 1	GOVERNMENT AFFAIRS COMMITTEE
REPORT NO. 2	ENERGY & ENVIRONMENT COMMITTEE
REPORT NO. 2	FINANCE & MANAGEMENT COMMITTEE

LEGISLATOR RESOLUTIONS

REFERENCE

INTRO 3-1	MARINELLI	Region 9 Open Space Conservation Plan Advisory Committee Appointment
INTRO 3-2	MARINELLI	Appointments to the Erie County Region 9 Fish and Wildlife Management Board

INTRO 3-3	REYNOLDS	Residential Solar Power Energy Systems Equipment Exemption
INTRO 3-4	KOZUB	Naming the Erie County Family Court Building "The Honorable Vincent E. Doyle Family Court Building"
INTRO 3-5	IANNELLO	Urging the Governor and the State Legislature Include Budgetary Language to Increase Probation Reimbursement to the Statutorily Required Fifty Percent
INTRO 3-6	IANNELLO	Supporting the Governor's Proposal to Consolidate Article 6 of the County Law with Respect to the Local Wireless 911 Surcharge
INTRO 3-7	IANNELLO	Opposing Governor Spitzer's Proposed Amendments to the Indigent Defense Program
INTRO 3-8	MILLER-WILLIAMS	Support for Michigan Street African American Heritage Corridor Commission
INTRO 3-9	MILLER-WILLIAMS	Urging the General Services Administration to Locate the Proposed New FBI Headquarters in Downtown Buffalo
INTRO 3-10	MARINELLI, MILLER-WILLIAMS & WHYTE	2008 Budget and Grant Funded Services and Grant Funded Employees
INTRO 3-11	REYNOLDS, MARINELLI, WHYTE, MILLS, KOZUB, KENNEDY, GRANT, RATH & RANZENHOFER	Notice of Proposals and Legislative Hearings Concerning Brant-Evans Agricultural District (EC #9)
INTRO 3-12	KENNEDY	Support for the Holy Family Senior Housing Project
INTRO 3-13	KENNEDY, WROBLEWSKI, KOZUB, MILLER-WILLIAMS, IANNELLO, WHYTE, REYNOLDS LOUGHRAN & RATH	Resolution to Garner Income for Erie County from the Existing Lease with M/A Com and the NYS Office of Technology at the Erie County Public Safety Campus
INTRO 3-14	MARINELLI & KONST	Urging the State Legislature and the Governor to Take Aggressive Action to Rebuild New York State's Economy
INTRO 3-15	WHYTE, KENNEDY, GRANT & LOUGHRAN	State-Wide IDA Reform
INTRO 3-16	WHYTE, MILLER-WILLIAMS & GRANT	Taxpayer Protection for Refund Anticipation Loans

INTRO 3-17	MARINELLI, ET AL	Audit of the NYS Thruway Authority by NYS Comptroller Thomas P. DiNapoli
INTRO 3-18	KOZUB, WHYTE, GRANT, LOUGHRAN, KENNEDY & REYNOLDS	Legislative Imposition of Terms of Contract
INTRO 3-19	RANZENHOFER, MILLS & RATH	Use of GPS Devices in Erie County Vehicles
INTRO 3-20	RATH, MILLS, RANZENHOFER, & MARINELLI	STAR Programs Application in Erie County & the Role of the Local State Delegation
INTRO 3-21	MILLS & KONST	Permitting Snowboarding at Emery and Chestnut Ridge Parks

COMMUNICATIONS DISCHARGED FROM COMMITTEE

SUSPENSION OF THE RULES

COMMUNICATIONS FROM ELECTED OFFICIALS

REFERENCE

COMM. 3E-1	COUNTY CLERK	Appointments to the Records Commission	R&F
COMM. 3E-2	KENNEDY	Lease Agreement for Legislative Office Space	
COMM. 3E-3	RANZENHOFER	Lease Agreement for Legislative Office Space	
COMM. 3E-4	COUNTY EXECUTIVE	1% Sales Tax Extension	Finance & Management

COMM. 3E-5	MAZUR	Letter Regarding Committee Meeting Absence	R&F
COMM. 3E-6	WHYTE	Lease Agreement for Legislative Office Space	
COMM. 3E-7	MARINELLI	Policies and Procedures of the Erie County Legislature for 2008	R&F
COMM. 3E-8	MARINELLI	Letter to the County Executive Concerning Erie County Economic Development Policies	Economic Development
COMM. 3E-9	COMPROLLER	State Authorization for the Private Sale of Bonds by Negotiated Agreement	Finance & Management
COMM. 3E-10	REYNOLDS	Letter to Parks Commissioner James Hornung, Sr.	R&F
COMM. 3E-11	MILLS	Letter Regarding Session #3 Absence	RFP
COMM. 3E-12	COUNTY EXECUTIVE	Extension of the Additional 1% Sales Tax	
COMM. 3E-13	COUNTY EXECUTIVE	Extension & Sharing of Additional 1% Sales and Compensating Use Tax; Amendment of Erie County Sales and Use Tax Resolution	
COMM. 3E-14	COUNTY EXECUTIVE	Creation of Grants Management Office	Finance & Management
COMM. 3E-15	COUNTY EXECUTIVE	Department of Probation - Juvenile Accountability Block Grant Award (JABG) from the NYS Division of Criminal Justice	
COMM. 3E-16	COUNTY EXECUTIVE	Establishment of Petty Cash Fund in the County Executive's Office	
COMM. 3E-17	COUNTY EXECUTIVE	Deputy Commissioner for Envir. Control, Commissioner of Labor Relations, and Veterans Service Officer positions, Variable Minimums	
COMM. 3E-18	COUNTY EXECUTIVE	Dunn Tire Park - 2007 - Parking Lot Lighting Improvements, Construction Contingency Increase	Economic Development
COMM. 3E-19	COUNTY EXECUTIVE	Botanical Gardens - Remedial Structural Repairs - Consultant Contract Fee Increase	Economic Development
COMM. 3E-20	COUNTY EXECUTIVE	Department of Social Services Non- Residential Domestic Violence Contract	Health & Human Services
COMM. 3E-21	COUNTY EXECUTIVE	Department of Social Services Preventive Services Contracts Cost of Living Allowance	Health & Human Services

COMM. 3E-22	COUNTY EXECUTIVE	Department of Health - Children with Special Needs Division	Health & Human Services
COMM. 3E-23	COUNTY EXECUTIVE	Department of Central Police Services - Forensic Laboratory: 2007-2008 Firearm Lab Capacity Enhancement Initiative	Public Safety
COMM. 3E-24	COUNTY EXECUTIVE	Department of Health - Bathing Beach Water Quality Monitoring and Notification Program 10/1/07 - 9/30/08	Health & Human Services
COMM. 3E-25	COUNTY EXECUTIVE	Fire Training Academy - New Live Burn Building	Public Safety
COMM. 3E-26	COUNTY EXECUTIVE	Department of Emergency Services - Authorization to Contract with James Lee Witt and Associates	Public Safety
COMM. 3E-27	COUNTY EXECUTIVE	Appointment of Director of Equal Employment Opportunity	Government Affairs
COMM. 3E-28	COUNTY EXECUTIVE	Appointment of Commissioner of Senior Services	Health & Human Services
COMM. 3E-29	COUNTY EXECUTIVE	Appointment of Commissioner of Mental Health	Health & Human Services
COMM. 3E-30	COUNTY EXECUTIVE	Appointment of Director of Veterans Services	Government Affairs
COMM. 3E-31	COUNTY EXECUTIVE	Support for NYS Occupational Safety & Health - Hazard Abatement Board Grant	Government Affairs
COMM. 3E-32	COUNTY EXECUTIVE	Preparation of Village 2007 Tax Rolls & Bills	RFP
COMM. 3E-33	COUNTY EXECUTIVE	Preparation of City of Tonawanda Tax Rolls & Bills	RFP
COMM. 3E-34	COUNTY EXECUTIVE	Preparation of School District Tax Rolls & Bills	RFP
COMM. 3E-35	COUNTY EXECUTIVE	Preparation of City of Lackawanna Tax Rolls & Bills	RFP
COMM. 3E-36	COUNTY EXECUTIVE	Department of Senior Services - Authorization of Enter into a Professional Services Contract in the Long Term Care Point of Entry Program	Health & Human Services
COMM. 3E-37	COUNTY EXECUTIVE	Semi-Annual Attendance Records - Board of Managers - EC Sewer Districts	Energy & Environment

COMM. 3E-38	COUNTY EXECUTIVE	EC Sewer District No. 5 - Clarence Town District No. 9 - Service Agreement	Energy & Environment
COMM. 3E-39	COUNTY EXECUTIVE	Erie County Clean School Bus Initiative	Energy & Environment
COMM. 3E-40	COUNTY EXECUTIVE	2008 Annual Action Plan for the Community Development Block Grant, Emergency Shelter Grant, and Home Investment	Energy & Environment
COMM. 3E-41	COUNTY EXECUTIVE	NYS DEC Grant - Erie County Waste Reduction and Recycling Coordination/Education Program for the City of Buffalo	Energy & Environment
COMM. 3E-42	MARINELLI	Designation of Legislature Representative on the Buffalo Niagara Convention & Visitors Bureau Board of Directors	R&F
COMM. 3E-43	CLERK	Erie County Clerk's Office Recording Page - Establishment of Sewer District No. 8	R&F

COMMUNICATIONS FROM THE DEPARTMENTS

REFERENCE

COMM. 3D-1	BECPL	Agenda for 1/24/08 Board of Trustees Meeting	R&F
COMM. 3D-2	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	Government Affairs
COMM. 3D-3	DIRECTOR OF REAL PROPERTY TAX SERVICIES	NYS Grant Application Submission	Finance & Management
COMM. 3D-4	STOP-DWI OFFICE	Probation/STOP-DWI - Home Visitation Project	Public Safety

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

REFERENCE

COMM. 3M-1	AFSCME LOCAL #1095	Rebidding of Youth Detention Worker Shifts	Health & Human Services
COMM. 3M-2	KEN-TON MEALS ON WHEELS	Submission of Budget, Per 2008 Budget Accountability Act	Health & Human Services
COMM. 3M-3	WNY CLIMATE ACTION COALITION	Letter to County Executive Concerning "Green Jobs Petition"	Energy & Environment
COMM. 3M-4	EC BAR ASSOCIATION	Aid to Indigent Prisoners Society Inc. - Assigned Counsel Program	Government Affairs
COMM. 3M-5	ERIE COUNTY WATER AUTHORITY	Unaudited Comparative Financial Statements for Years Ended 12/31/07 & 2006	Energy & Environment

COMM. 3M-6	OFFICE OF THE STATE COMPTROLLER	Report Entitled "Estate Management by Public Administrators"	Government Affairs
COMM. 3M-7	NYS PUBLIC SERVICE COMMISSION	Notice of Hearings	R&F
COMM. 3M-8	OFFICE OF THE STATE COMPTROLLER	Audit of NYS Thruway Authority - Proposed Toll Increases	Economic Development
COMM. 3M-9	EMERSON SCHOOL OF HOSPITALITY	Dept. of Athletics - Sign Installation Information	Community Enrichment
COMM. 3M-10	LEGAL AID BUREAU OF BUFFALO, INC.	Minutes of Board of Directors Meeting Held 6/21/07	Government Affairs
COMM. 3M-11	NFTA	NFTA Board Minutes for Meeting Held 12/17/07	Economic Development
COMM. 3M-12	LEGAL AID BUREAU OF BUFFALO, INC.	Quarterly Report of the Assigned Counsel Program	Government Affairs

MEMORIAL RESOLUTIONS

ADJOURNMENT