



THE ERIE COUNTY LEGISLATURE

Session No. 15
September 20, 2012

Betty Jean Grant
Chair

Thomas J. Mazur
Majority Leader

John J. Mills
Minority Leader

Robert M. Graber
Clerk of the Legislature

ROLL CALL

INVOCATION – Mr. Loughran

PLEDGE OF ALLEGIANCE – Ms. Dixon

TABLED ITEMS

[COMM. 13E-41](#) COMPTROLLER Resolution for 2012 Revenue
Anticipation Note

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

MILLS & McCracken	Congratulating G. Calvin Kohn for Twenty Years of Service on the Erie County Soil & Water Conservation District Board of Directors
GRANT, LOUGHRAN & MARINELLI	Congratulating the West Side Rowing Club on Its 100th Anniversary
MAZUR	Celebrating September 9 - 15, 2012 as National Direct Support Professional Recognition Week
MAZUR	Posthumous Recognition of Jackie Schmid of Cheektowaga as the Citizen of the Month for August 2012
MAZUR	Honoring the Memory of Michael John Janora
GRANT & MAZUR	Congratulating the WNY Veterans Housing Coalition on its 25th Anniversary
MILLS	Congratulating the Eden Boys & Girls Club on Celebrating Its 10th Anniversary
MILLS	Congratulating Louis R. Palma on Receiving the Abraham Lincoln Award from the Town of Evans Republican Committee
HARDWICK	Honoring Robert Christmann on His Retirement as Grand Island School Superintendent
HARDWICK	Honoring the Life of Lloyd Long

LOCAL LAWS:

REFERENCE:

[LL INT. 8-1](#)
[10/18/2011](#)

KOZUB, MILLER-
WILLIAMS, BOVE &
WHALEN

A LL Entitled "Prohibiting the Use of Hydraulic Fracturing as a Method for Extraction of Natural Gas or Oil in EC" in Relation to Preventing the Use of Hydraulic Fracturing (Commonly Known as Hydro-Fracking within EC)

Energy &
Environment

[LL INT. 11-1](#)
[12/29/2011](#)

KOZUB

A LL to Create Exclusion Zones & Prohibition of Certain Employment-Related Activities by Sex Offenders in EC

Public Safety

[LL INT. 1-1](#)
[3/27/2012](#)

McCRACKEN, GRANT,
MAZUR, HOGUES,
MARINELLI &
LOUGHRAN

A LL to Establish "An Animal Abuse Registry in EC"

Energy &
Environment

COMMITTEE REPORTS:

LEGISLATOR RESOLUTIONS:

REFERENCE:

[INTRO 15-1](#)

MARINELLI, GRANT,
MAZUR, HOGUES,
LOUGHRAN &
McCRACKEN

Reforming Higher Education Policy in NYS by Eliminating Charge-Backs to County Taxpayers for Community College Students Who Attend a Community College Within the Same Economic Development Region as Their Home County

[INTRO 15-2](#)

LORIGO & RATH

Opposing the Clean Water Act Draft Guidance Proposed by the Environmental Protection Agency

[INTRO 15-3](#)

RATH, MILLS, DIXON &
LORIGO

Encouraging Passage & Implementation of H.R. 3798 & S.3239, the Egg Products Inspection Act Amendments of 2012

[INTRO 15-4](#)

MILLS, DIXON, LORIGO,
RATH & HARDWICK

Requesting Information Regarding Ralph Wilson Stadium Lease

[INTRO 15-5](#)

HARDWICK,
MARINELLI, GRANT,
MAZUR & MILLS

Public Hearing Regarding Application of Sheridan Park, Inc. to Establish a Crematory

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

SUSPENSION OF THE RULES:

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE:

COMM. 15E-1	RATH	Letter to Legislator McCracken Concerning Wind Energy	Energy & Environment
COMM. 15E-2	COMPTROLLER	Copy of Interim Financial Report for the Six Month Period Ended 6/30/2012	Finance & Management
COMM. 15E-3	COUNTY EXECUTIVE	Appointment to the NYS Proceeds Allocation Board	Government Affairs
COMM. 15E-4	COMPTROLLER	2012 Capital Borrowing Relating to 2012 Consolidated Bond Resolution	Finance & Management
COMM. 15E-5	COUNTY EXECUTIVE	Payment in Lieu of Taxes (PILOT) Agreement for St. John Townhomes II & Massachusetts Avenue Sustainable Neighborhoods Project - Affordable Housing Developments - City of Buffalo	Economic Development
COMM. 15E-6	COMPTROLLER	Copy of External Auditor's Management Letter for EC for the Year Ended 12/31/2011	Finance & Management
COMM. 15E-7	COMPTROLLER	Copy of EC's NYSDOT Single Audit Report for the Year Ended 12/31/2011	Economic Development
COMM. 15E-8	COMPTROLLER	Report of Secured Funds Relating to 2012 Capital Borrowing (2012 Consolidated Bond Resolution)	Finance & Management

COMM. 15E-9	LORIGO	Copy of Letter from Donna Andrzejewski, Regional Manager of SKIP of NY	Health & Human Services
COMM. 15E-10	COUNTY EXECUTIVE	Declaration of Need for 2012 Revenue Anticipation Note	
COMM. 15E-11	COMPTROLLER	Copy of Letter to Public Works Commissioner Concerning a Review of the Eden-Evans Center Road Project for the Period 7/1/2011 through 8/31/2012	Economic Development
COMM. 15E-12	COUNTY EXECUTIVE	Personnel Adjustment - EC Correctional Health Services	Health & Human Services
COMM. 15E-13	COUNTY EXECUTIVE	Indigent Legal Services Grant	Government Affairs
COMM. 15E-14	COUNTY EXECUTIVE	Appointments to the Commission on the Status of Women	Minority & Women Business Enterprise
COMM. 15E-15	COUNTY EXECUTIVE	ECSDs 1-6 & 8 - Section 270/271 Resolutions	Energy & Environment
COMM. 15E-16	COUNTY EXECUTIVE	Notice of Public Hearing - ECSDs - 2012 Assessment Rolls (2013 Levy)	
COMM. 15E-17	COUNTY EXECUTIVE	ECC - Program Needs Assessment & Space Utilization Analysis	Community Enrichment
COMM. 15E-18	COUNTY EXECUTIVE	Department of Probation - Electronic Monitoring Equipment	Public Safety
COMM. 15E-19	COUNTY EXECUTIVE	Department of Senior Services - Position Transfer	Health & Human Services
COMM. 15E-20	COUNTY EXECUTIVE	Youth Bureau - Juvenile Detention Alternative Initiatives Coordinator	Public Safety
COMM. 15E-21	COUNTY EXECUTIVE	Non-Residential Domestic Violence Contracts	Health & Human Services
COMM. 15E-22	COUNTY EXECUTIVE	Personnel Adjustments - Department of Public Works	Economic Development
COMM. 15E-23	COUNTY EXECUTIVE	EC Soil & Water Conservation District Agreement - Technical Services & Stream Bank Maintenance, Bridge & Culvert Scour Maintenance Program	Energy & Environment
COMM. 15E-24	COUNTY EXECUTIVE	Payment in Lieu of Taxes (PILOT) Agreement for Mariner Apartments - 186 Efner Street, City of Buffalo - Affordable Housing Development	Economic Development

COMM. 15E-25	COUNTY EXECUTIVE	Request for Proposals - Final Design - WNY Stormwater Coalition: Rainwater Harvesting Installation Project	Energy & Environment
COMM. 15E-26	COUNTY EXECUTIVE	LEWPA Coordinator Funding & Position	Energy & Environment
COMM. 15E-27	COUNTY EXECUTIVE	Payment in Lieu of Taxes (PILOT) Agreement for Riverside Apartments - 238 Ontario Street, City of Buffalo - Affordable Housing Development	Economic Development
COMM. 15E-28	COUNTY EXECUTIVE	Transfer of Property at 3445 River Road to the Buffalo & EC Industrial Land Development Corporation	
COMM. 15E-29	COUNTY EXECUTIVE	Personnel Adjustment - Senior Offset Machine Operator - Division of Information & Support Services	Government Affairs
COMM. 15E-30	COUNTY EXECUTIVE	ECSD No. 3 - Operation & Maintenance Agreement - Mount Vernon Sewer District	Energy & Environment
COMM. 15E-31	COUNTY EXECUTIVE	ECSD No. 3 - Proposed Transfer of Assets - Town of Hamburg Sewer Districts	Energy & Environment
COMM. 15E-32	COUNTY EXECUTIVE	ECSD No. 2 - Intermunicipal Agreement with Town of Evans - Dumpster Placement	Energy & Environment
COMM. 15E-33	COUNTY EXECUTIVE	ECSD No. 2 - Modification of Plans (2012)	Energy & Environment
COMM. 15E-34	COUNTY EXECUTIVE	EC Division of Sewerage Management - Engineering Service Agreement	Energy & Environment
COMM. 15E-35	COUNTY EXECUTIVE	Federal-Aid Highway & Marchiselli-Aid - Supplemental Agreement - NYSDOT - Reconstruction of E. Robinson & N. French Roads - Town of Amherst	
COMM. 15E-36	COUNTY EXECUTIVE	Right-of-Way Acquisition - Zoar Valley Road Reconstruction - FEMA Disaster - Town of Concord	Economic Development

COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE:

COMM. 15D-1	DEPARTMENT OF SOCIAL SERVICES	Caseload Growth Information	Health & Human Services
COMM. 15D-2	COUNTY ATTORNEY	Notice of Public Hearing: Local Law Intro. No. 2-2012	R&F

COMM. 15D-3	DIRECTOR OF BUDGET & MANAGEMENT	Budget Monitoring Report for Period Ending June 2012	Finance & Management
COMM. 15D-4	COUNTY ATTORNEY	Transmittal of New Claims Against EC	Government Affairs
COMM. 15D-5	COUNTY ATTORNEY	Filing of Local Law No. 2 of the Year 2012	R&F
COMM. 15D-6	DIRECTOR OF BUDGET & MANAGEMENT	Budget Monitoring Report for Period Ending July 2012	Finance & Management
COMM. 15D-7	COUNTY ATTORNEY	Transmittal of New Claims Against EC	Government Affairs
COMM. 15D-8	BOARD OF ELECTIONS	Budget Revisions	
COMM. 15D-9	COMMISSIONER OF ENVIRONMENT & PLANNING	Letter to Cultural Organizations RE: 2011 Capital Contracts	Community Enrichment
COMM. 15D-10	COMMISSIONER OF ENVIRONMENT & PLANNING	Buffalo Erie Niagara Land Improvement Corporation Board of Directors Meeting Notice	R&F

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:

REFERENCE:

COMM. 15M-1	ASSIGNED COUNSEL PROGRAM	Copy of Financial Report for the Period 7/1/2011 - 12/31/2011	Government Affairs
COMM. 15M-2	ASSIGNED COUNSEL PROGRAM	Copy of Quarterly Report for the 2nd Quarter of 2012	Government Affairs
COMM. 15M-3	NFTA	Copy of Board Minutes from Meeting Held 6/25/2012	Economic Development
COMM. 15M-4	NYS OFFICE OF REAL PROPERTY TAX SERVICES	Copy of Final Class Equalization Rates for 2012 Assessment Rolls	Finance & Management
COMM. 15M-5	NYS OFFICE OF REAL PROPERTY TAX SERVICES	Copy of Final State Equalization Rates for 2012 Assessment Rolls	Finance & Management
COMM. 15M-6	SPCA	Letter to Legislature Concerning EC Surplus Donation	Community Enrichment
COMM. 15M-7	NAN L. HAYNES	Letter of Resignation as Secretary of the EC Community Corrections Advisory Board	R&F
COMM. 15M-8	VISIT BUFFALO NIAGARA	Copy of Quarterly Reports for the 2nd Quarter of 2012	Community Enrichment
COMM. 15M-9	NFTA	Copy of Annual 17A Report	Economic Development

COMM. 15M-10	NYS EDUCATION DEPARTMENT	Letter to Legislature Concerning the Use of Sunscreen in Schools	Health & Human Services
COMM. 15M-11	NYSDEC	Fact Sheet: Remedial Investigation & Interim Remedial Measure Proposed; Public Comment Period 8/29/2012 - 9/29/2012 for Site Known as Former Mobil Service Station 99-MST	Energy & Environment
COMM. 15M-12	CITY OF BUFFALO DEPARTMENT OF ASSESSMENT & TAXATION	Transit Mall Assessment Rolls for 2013	Finance & Management
COMM. 15M-13	NFTA	Minutes of Meeting Held 7/23/2012	Economic Development
COMM. 15M-14	NYSDOT	Copy of Letter Concerning Cases 36030 Kenmore Avenue & 36047 Woodward Avenue	Economic Development
COMM. 15M-15	NYSDEC	Fact Sheet: Investigation to Begin at State Superfund Site Known as Lackawanna Incinerator Site	Energy & Environment
COMM. 15M-16	NYSDEC	Public Notice: Brownfield Cleanup Program Application from 154 South Ogden LLC for Site Known as the 154 South Ogden Street Site	Energy & Environment
COMM. 15M-17	SAY YES BUFFALO	Letter to Legislature Concerning the Say Yes Buffalo Program	Community Enrichment
COMM. 15M-18	THE KNOER GROUP, PLLC	Letter to Legislature Concerning Sheridan Park, Inc.	Energy & Environment

ANNOUNCEMENTS:

MEMORIAL RESOLUTIONS:

ADJOURNMENT: