

**ERIE COUNTY LEGISLATURE
MEETING NO. 8
APRIL 19, 2012**

The Legislature was called to order by Chair Grant.

All members present, except Legislator Mills.

An Invocation was held, led by Mr. McCracken, who requested a moment of silence commemorating April 19, 2012 as Holocaust Remembrance Day in Erie County.

The Pledge of Allegiance was led by Mr. Hogues.

Item 1 – No tabled items.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MR. MAZUR moved for the approval of the minutes for Meeting Number 7 from 2012. MR. McCRACKEN seconded.

CARRIED UNANIMOUSLY.

Item 4 – No Public Hearings.

MISCELLANEOUS RESOLUTIONS

Item 5 – MR. MAZUR presented a memorial resolution In Remembrance of Donna (Burns) Walker.

Item 6 – MR. MAZUR presented a memorial resolution Remembering the Life of Charles J. "Chet Mazur" Mazur.

Item 7 – MR. McCRACKEN presented a resolution Honoring Robin Tolsma, Widow of Flight 3407 & Spokesperson for the Families, Upon the Publication of Her Book, "Everything Changed."

Item 8 – MR. McCRACKEN presented a resolution Recognizing the Lancaster Area Chamber of Commerce on Its 2nd Annual Spotlight on Business Event on May 1, 2012.

Item 9 – MS. MARINELLI presented a resolution Congratulating the Buffalo Bisons on Their 25th Season at Their Stadium, Which is Currently Named "Coca-Cola Field."

Item 10 – MR. HARDWICK presented a resolution Honoring Francine McMahon for Being Recognized as the Community Service Person of the Year by the Grand Island Chamber of Commerce.

Item 11 – MR. HARDWICK presented a resolution Honoring One Island, One Team, One Dream, to be Drug Free for Being Recognized as the Organization of the Year Award Winner by the Grand Island Chamber of Commerce.

Item 12 – MR. HARDWICK presented a resolution Honoring Gregg Richard for Being Recognized as the 2012 Athletic Person of the Year Award Winner by the Grand Island Chamber of Commerce.

Item 13 – MR. HARDWICK presented a resolution Honoring Jeff Richard for Being Recognized as the 2012 Athletic Person of the Year Award Winner by the Grand Island Chamber of Commerce.

Item 14 – MR. HARDWICK presented a resolution Honoring Young Life Ministries for Being Recognized as the 2012 Service to the Youth Award Winner by the Grand Island Chamber of Commerce.

Item 15 – MR. HARDWICK & MS. DIXON presented a resolution Honoring Bruce Benson for Being Recognized as Educator of the Year by the Grand Island Chamber of Commence.

Item 16 – MR. HARDWICK presented a resolution Honoring Dick & Jenny's for Being Recognized as the Business of the Year by the Grand Island Chamber of Commerce.

Item 17 – MR. HARDWICK presented a resolution Honoring Bradley Bender for Earning the Rank of Eagle Scout.

Item 18 – MR. HARDWICK presented a resolution Honoring Joseph M. Falbo for Receiving the Special Recognition Award from the New York State Society of Certified Public Accountants.

Item 19 – MR. HARDWICK presented a resolution Honoring Suzanne Tompkins for Being Honored as the Grand Island High School Distinguished Alumni Award for 2012.

Item 20 – MR. HARDWICK presented a resolution Honoring Dr. Elizabeth Ann Robinson Judson for Being Honored as the Grand Island High School Distinguished Alumni Award for 2012.

Item 21 – MS. MARINELLI presented a resolution Recognizing & Honoring Community Gardner Linda Garwol as the EC Legislature Citizen of the Month for April 2012.

Item 22 – MR. MILLS & MR. LORIGO presented a resolution Honoring Doug Swift in His Seventh Year Overseeing the Roycroft Campus Corporation.

Item 23 – MR. MILLS & MR. LORIGO presented a resolution Honoring Earl Northrup for His 56 Years in Business.

Item 24 – MR. LORIGO presented a resolution Honoring High School Student Winner of the Greater East Aurora Chamber of Commerce 2012 Chambers Choice Award.

Item 25 – MS. MARINELLI, CHAIR GRANT, MR. MAZUR, MR. MILLS, MR. HOGUES, MR. HARDWICK, MR. LOUGHRAN, MR. RATH, MR. McCracken, MS. DIXON & MR.

LORIGO presented a resolution Congratulating Daniel M. Boody, Business Manager/Secretary-Treasurer of District Council No. 4, International Union of Painters & Allied Trades, on His Retirement.

Item 26 – CHAIR GRANT presented a resolution Commemorating April 19, 2012 as Holocaust Remembrance Day in EC.

Item 27 – MR. MILLS presented a resolution Congratulating Ronald F. Salzman on 50 Years of Outstanding Service to the Eden Volunteer Fire Department No. 1.

Item 28 – MR. MILLS presented a resolution Congratulating Robert W. Stickney on 50 Years of Outstanding Service to the Eden Volunteer Fire Department No. 1.

Item 29 – MR. MILLS, MR. HARDWICK, MR. RATH, MS. DIXON & MR. LORIGO presented a resolution Celebrating Earth Day in Erie County.

Item 30 – CHAIR GRANT presented a resolution Recognizing the Buffalo State College Political Science Department Upon the Occasion of Their Student Awards Luncheon & Congratulating the Honorees: Jeffrey E. Brown, Jillian M. Parker, Diamond J. Brown, Jesse A. Montes & Jacqueline M. Kocur.

Item 31 – MR. HOGUES presented a resolution Honoring Steven Love for Pulling a Subway Rider to Safety After Falling from the Platform.

MR. MAZUR moved for consideration of the above twenty-seven items. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

MR. MAZUR moved to amend the above twenty-seven items by including Et Al Sponsorship. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

MR. MAZUR moved for approval of the above twenty-seven items as amended. MR. RATH seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 32 – CHAIR GRANT directed that Local Law No. 8 (Print #1) 2011 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 33 – CHAIR GRANT directed that Local Law No. 11 (Print #1) 2011 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

Item 34 – CHAIR GRANT directed that Local Law No. 1 (Print #1) 2012 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

COMMITTEE REPORTS

None.

LEGISLATOR RESOLUTIONS

Item 35 – CHAIR GRANT directed that the following resolution be referred to the PUBLIC SAFETY COMMITTEE.

GRANTED.

INTRO 8-1 from DIXON. Requesting Revision of NY's "Move Over" Law to Include Emergency Vehicles Displaying Blue Lights.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

Item 36 – MR. MAZUR moved to discharge the HEALTH & HUMAN SERVICES COMMITTEE of further consideration of COMM. 3E-17 (2012). MR. McCracken seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 96

RE: Authorization to Contract with People Inc. for Provision of Chore Services (COMM. 3E-17, 2012)

WHEREAS, the 2012 Erie County Budget includes funds appropriated for the Community Services for the Elderly (CSE) and Expanded In-home Services for the Elderly (EISEP) grants for 2012 – 13; and

WHEREAS, People, Inc. provides Case Management Services for the North Buffalo, Tonawanda, and Grand Island area under CSE/EISEP funding effective July 1, 2011 and continues to be authorized to provide these services in the 2012-13 contract year; and

WHEREAS, as contracted Case Managers for the North Buffalo, Tonawanda, and Grand Island area, People, Inc. is responsible for referrals to and oversight of the provision of Chore Services for frail elderly in this same area; and

WHEREAS, North Buffalo Community Development Corp no longer provides Case Management Services to the North Buffalo, Tonawanda, and Grand Island area under CSE/EISEP; and

WHEREAS, the Community Services for the Elderly (CSE) grant budget is in need of revision.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be and hereby is authorized to contract with People, Inc. to provide Chore Services for frail elderly residents in the North Buffalo, Tonawanda and Grand Island area at a cost of \$19,360; and be it further

RESOLVED, that the budget for the CSE grant, 163CSE1213, be revised as follows:

		CURRENT		AMENDED
		BUDGET	CHANGES	BUDGET
APPROPRIATIONS				
Account	Description			
517733	North Buffalo Community Center	\$19,360	-\$19,360	-0-
517755	People, Inc.	40,780	<u>+19,360</u>	60,140
TOTAL CHANGE			\$0	

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive's Office, the Division of Budget and Management, the Comptroller's Office, and the Departments of Law and Senior Services.

MR. MAZUR moved to approve the item. MR. McCRACKEN seconded.

CARRIED UNANIMOUSLY.

Item 37 – MR. LORIGO moved to discharge the COMMUNITY ENRICHMENT COMMITTEE of further consideration of INTRO 3-12 (2012). MR. RATH seconded.

CHAIR GRANT directed that a roll-call vote be taken.

AYES: MS. DIXON, MR. HARDWICK, MR. LORIGO and MR. RATH. NOES: CHAIR GRANT, MR. HOGUES, MR. LOUGHRAN, MS. MARINELLI, MR. MAZUR and MR. McCRACKEN. (AYES: 4; NOES: 6)

FAILED.

SUSPENSION OF THE RULES

Item 38 – MR. MAZUR moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 8E-25 from the COUNTY EXECUTIVE Re: Seneca Street Bridge Reconstruction (Over Norfolk Southern Railroad) Construction Award - Town of West Seneca

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 39 – MR. MAZUR moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 8E-26 from the COUNTY EXECUTIVE Re: Letter to Supervisor for Town of Lancaster Concerning Industrial Development Agencies

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE COUNTY CLERK

Item 40 – (COMM. 8E-1) Appointments to the EC Records Commission

Received, Filed & Printed.

April 3, 2012

Erie County Legislature
92 Franklin Street – 4th Floor
Buffalo, New York 14202

Attention: Robert Graber, Clerk

RE: Appointments to the Erie County Records Commission

Dear Mr. Graber:

In my capacity as Chairperson of the Erie County Records Commission, and in accordance with Local Law No. 12-1989, please be advised that the following appointments are made to the Records Commission:

<u>Name</u>	<u>Sponsor</u>
Daniel DiLandro, MLS, CA	Concurrence of the County Clerk, County Executive and Chair of the EC Legislature
Craig Bloom	Erie County Comptroller

Please include these appointments on your agenda for the Legislative Session scheduled for April 19, 2012.

Sincerely,

CHRISTOPHER L. JACOBS
Erie County Clerk

FROM LEGISLATOR MILLS

Item 41 – (COMM. 8E-2) Notice: Absence from Session on 4/19/2012

Received, Filed & Printed.

April 5, 2012

Hon. Robert M. Graber
Clerk of the Legislature
92 Franklin Street
Buffalo, New York 14202

RE: Absence from session on April 19, 2012

Dear Clerk Graber:

Please accept this letter as notice that I will be absent from the legislative session scheduled for Thursday, April 19, 2012. I will be out of town on a business trip that was scheduled in advance of the change in the legislative session calendar that cancelled session on the 26th of April and moved it to the 19th.

Sincerely,

John J. Mills
Erie County Legislator

FROM THE COMPTROLLER

Item 42 – (COMM. 8E-3) EC 1% Sales & Compensating Use Tax Revenue Sharing with Local Governments

Item 43 – (COMM. 8E-4) Report Regarding Apportionment & Distribution of Net Collections from the Local 4.75% Sales & Compensating Use Tax for EC for the Months of 12/2011, 1/2012 & 2/2012

The above two items were received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 44 – (COMM. 8E-5) Appointment to the EC Environmental Management Council

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 45 – (COMM. 8E-6) Appointments to Visit Buffalo Niagara Board of Directors

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE COMPTROLLER

Item 46 – (COMM. 8E-7) Comptroller's Review, Findings & Comment Report on the Proposed EC Four Year Financial Plan for Fiscal Years 2012-2015

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY CLERK

Item 47 – (COMM. 8E-8) Lease for Cheektowaga Auto Bureau

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM CHAIR GRANT

Item 48 – (COMM. 8E-9) Article from the Buffalo News Entitled, "What's the Bills' Game Plan?"

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 49 – MR. MAZUR presented the following resolution and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 97

RE: Ralph Wilson Stadium - 2011

Miscellaneous Improvements
(COMM. 8E-10)

WHEREAS, the County is required pursuant to the Lease Agreement between the Buffalo Bills and Erie County to provide capital improvements to Ralph Wilson Stadium on an annual basis; and

WHEREAS, the Erie County, Department of Public Works, received bids for the Ralph Wilson Stadium – 2011 – Miscellaneous Improvements – Phase II on March 14, 2012; and

WHEREAS, the Erie County, Department of Public Works, is recommending award of contracts to the lowest responsible bidders, along with the engineer; and

WHEREAS, your honorable body has previously approved a General Architectural/Engineering Agreement with the Engineering firm of DiDonato Associates for providing professional services on County projects; and

WHEREAS, the County Executive is requesting authorization to issue an Agreement Amendment to DiDonato Associates for providing professional design services for the 2012 projects.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized to enter into contracts with the lowest responsible bidders for the Ralph Wilson Stadium – 2011 – Miscellaneous Improvements - Phase II as follows:

GENERAL CONSTRUCTION WORK

Trason Development Corporation	Base Bid	\$615,000.00
Add Alternate G-1		52,500.00
Add Alternate G-2		<u>29,500.00</u>
Total General Construction Contract		\$697,000.00

ELECTRICAL WORK

Frey Electric Construction Company	Base Bid	\$20,000.00
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MECHANICAL WORK

Northeast Mechanical, Inc.	Base Bid	\$145,900.00
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SITE WORK

Anastasi Trucking, Inc.	Base Bid	\$368,394.00
Add Alternate S-1		268,036.00
Add Alternate S-2		<u>237,322.00</u>
Total Award Site Contract		\$873,752.00

TOTAL AWARD OF ALL CONTRACTS NOT TO EXCEED \$1,736,652.00

and be it further

RESOLVED, that the sum of \$168,331 be allocated to a construction contingency fund with authorization for the County Executive and/or Commissioner of Public Works to approve change orders not to exceed the contingency; and be it further

RESOLVED, that deduct change orders will result in these funds returned to the contingency fund; and be it further

RESOLVED, that the County Executive be authorized to issue an Agreement Amendment to DiDonato Associates to provide this years' design work for an amount not to exceed \$45,000; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP Project accounts as follows:

A.00039	2002 – Rehabilitation of Ralph Wilson Stadium	\$9,487.00
A.00077	2003 – Rehabilitation of Ralph Wilson Stadium	\$15,055.00
A.00259	2005 – Rehabilitation of Ralph Wilson Stadium	\$7,350.00
A.00318	2008 – Rehabilitation of Ralph Wilson Stadium	\$2,083.00
A.20901	2009 – Rehabilitation of Ralph Wilson Stadium	\$248,764.00
A.21002	2010 – Rehabilitation of Ralph Wilson Stadium	\$259,883.00
A.11002	2011 – Rehabilitation of Ralph Wilson Stadium	\$1,407,361.00

TOTAL PAYMENTS NOT TO EXCEED \$1,949,983.00

and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner, and one copy each to the Office of the County Executive, the Division of Budget and Management, and the Office of the Comptroller.

Item 50 – MR. MAZUR presented the following resolution and moved for immediate consideration and approval. MR. HOGUES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 98

RE: County Wide Petroleum Based Storage
Tanks & Environmental Compliance –
Phase II
(COMM. 8E-11)

WHEREAS, the County has been cited by the United States of America, on behalf of the United States Environmental Protection Agency for non-compliance with Section 9006 of the

Resource Conservation & Recovery Act (RCRA) and Section 311 of the Clean Water Act (CWA) for violations stemming from non-compliance of state and federal regulations for petroleum based storage tanks and environmental concerns; and

WHEREAS, this Honorable Body has previously approved a general architectural and engineering (A/E) term agreement with the firm of Wendel-Duchscherer for providing professional A/E services on County projects; and

WHEREAS, the firm of Wendel-Duchscherer has previously provided professional A/E consulting and administrative services for Phase I of the project and it is imperative to have a seamless and timely completion of Phase I and Phase II.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized to enter into an Agreement Amendment with the firm of Wendel-Duchscherer for providing professional A/E consulting services and project administration for completing Phase I and Phase II of the project for an amount not to exceed \$392,500.00; and be it further

RESOLVED, that a not to exceed sum of \$29,000.00 be included in the agreement amendment for reimbursable expenses; and be it further

RESOLVED, that the sum of \$43,500.00 be allocated to a contingency fund with authorization for the County Executive and/or Commissioner of Public Works to approve change in the scope of work in an amount no to exceed the contingency; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP Project A.20917 – Countywide Code and Environmental Compliance for an amount not to exceed \$465,000.00; and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner, and one copy each to the Office of the County Executive, the Division of Budget and Management, and the Office of the Comptroller.

Item 51 – MR. MAZUR presented the following resolution and moved for immediate consideration and approval. MR. McCracken seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 99

RE: CPS - E-911 Fund Appropriation
(COMM. 8E-12)

WHEREAS, the Department of Central Police Services is in the process of upgrading the equipment used in the County E-911 system which is utilized by police, fire and emergency responders throughout Erie County (reference Comm. 2E – 14, 2011); and

WHEREAS, the 911 call recording system requires an upgrade to be compatible with the new telephone system trunk equipment; and

WHEREAS, there are sufficient funds in the E-911 Fund Reserve to provide for the system upgrade.

NOW, THEREFORE, BE IT

RESOLVED, that authorization is hereby provided to appropriate \$267,000 of reserve fund balance in the E-911 Fund of Central Police Services as follows:

Central Police Services – Fund 230

<u>Revenue</u>		<u>Increase</u>
Account 402190	Appropriated Fund Balance	\$267,000

<u>Appropriation</u>		<u>Increase</u>
Account 561410	Lab & Technical Equipment	\$267,000

and be it further

RESOLVED, that authorization is hereby provided to issue purchase orders to the Wilmac Company, Anixter, Inc., and Systems Management Planning, Inc., all under New York State contracts for the provision of the upgraded 911 call recording system equipment; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Executive, the Division of Budget and Management, the Office of the Comptroller and the Department of Central Police Services, c/o Carmen Walling.

Item 52 – (COMM. 8E-13) Personnel Adjustments - Assistant County Attorney

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

Item 53 – (COMM. 8E-14) Sustainable Communities Grant Consortium Agreement

Item 54 – (COMM. 8E-15) Conveyance of Excess Highway Right-of-Way - Ridge Road & Langner Road - Town of West Seneca

The above two items were received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 55 – (COMM. 8E-16) ECSD No. 3 - Contract Close Out - Repairs to Southtowns Incinerators - Heat Exchangers X & Y

Item 56 – (COMM. 8E-17) ECSD Nos. 1,2,4 & 5 - Engineer Term Agreement - LiRo Engineers, Inc.

Item 57 – (COMM. 8E-18) ECSD No. 4 - Authorization of Easement Acquisition - Aurora North Pumping Station Elimination - Town of Lancaster

The above three items were received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 58 – (COMM. 8E-19) CPS - 2012 NIBIN Workstation Grant

Item 59 – (COMM. 8E-20) Department of Emergency Services - Homeland Security Funding for Citizen Preparedness

The above two items were received and referred to the PUBLIC SAFETY COMMITTEE.

Item 60 – (COMM. 8E-21) 2011 Year-End Budget Balancing Amendments

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE SHERIFF

Item 61 – MR. MAZUR presented the following resolution and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 100

RE: Asset Forfeiture Funded Program SAFS
(COMM. 8E-22)

WHEREAS, procedures have been established by Resolution #Int. 23-3 adopted on December 1, 1994; and

WHEREAS, there are currently \$665,844 in funds available for distribution to the Sheriff's Office in the Asset Forfeiture Trust Account; and

WHEREAS, there will be no impact on county tax dollars.

NOW, THEREFORE, BE IT

RESOLVED, that \$21,000 in available balances in the Asset Forfeiture Trust Fund is hereby transferred to the Erie County Sheriff's Office Asset Forfeiture Funded Program SAFS; and be it further

RESOLVED, that the following budgetary transactions are hereby authorized:

ERIE COUNTY SHERIFF'S OFFICE ASSET FORFEITURE FUNDED PROGRAM SAFS
REVENUE

		Increase	
421550	Forfeiture Crime Proceeds	21,000	

Total Revenue 21,000

WHEREAS, the Erie County District Attorney is prepared to fill the Chief of Promis Bureau position at a variable minimum step C pending action from your honorable body; and

WHEREAS, the Erie County District Attorney's salary authorization will have no additional personal services costs, and will be implemented while keeping within the District Attorney's adopted appropriations for 2012.

NOW, THEREFORE, BE IT

RESOLVED, that effective April 23, 2012, that the Erie County Legislature does hereby authorize a variable minimum step C for the position of Chief of Promis Bureau (position #1226), in fund center 11400, for the year 2012, in accordance with the 2012 Adopted Erie County Budget and Erie County Personnel Policy; and be it further

RESOLVED, that the Director of Budget and the Commissioner of Personnel make any changes necessary to effectuate the implementation of this resolution; and be it further

RESOLVED, certified copies of this resolution be forwarded to the Erie County District Attorney, the Erie County Executive, the Commissioner of Personnel and the Director of Budget and Management.

MR. MAZUR moved to approve the item as amended. MR. McCracken seconded.

CARRIED UNANIMOUSLY.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE HEALTH DEPARTMENT

Item 64 – (COMM. 8D-1) Re-Appointment - EC Community Corrections Advisory Board

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE COUNTY ATTORNEY

Item 65 – (COMM. 8D-2) Transmittal of New Claims Against EC

Item 66 – (COMM. 8D-3) Notice of Claim

The above two items were received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE DEPARTMENT OF ENVIRONMENT & PLANNING

Item 67 – (COMM. 8D-4) Application for Buffalo Erie Niagara Land Improvement Corporation

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COUNTY ATTORNEY

Item 68 – (COMM. 8D-5) Transmittal of New Claims Against EC

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM NYS SENATOR GALLIVAN

Item 69 – (COMM. 8M-1) Letter to Legislature Concerning Receipt of Resolution Dated 3/15/2012 Regarding Potential Reinstatement of Senior STAR Rebate

Received and Filed.

FROM THE NFTA

Item 70 – (COMM. 8M-2) Copy of Five Year Capital Plan for Fiscal Years Ending 3/31/2013-2017 & the Annual Operating Budget for Fiscal Year End 2013

Received and referred to the the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE IRISH CLASSICAL THEATRE COMPANY

Item 71 – (COMM. 8M-3) Letter to Legislator Marinelli Regarding Receipt of Cultural Funding Granted in the 2012 Cultural Services Contract with EC

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE FULTON COUNTY BOARD OF SUPERVISORS

Item 72 – (COMM. 8M-4) Copy of Resolution Urging the United States Congress to Repeal a Portion of the Universal Service Fund Surcharge that Provides Free Cellular Telephone Service to "Income Eligible" Individuals

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

ANNOUNCEMENTS

Item 73 – MR. RATH announced that the first meeting of the year of the Niagara Erie Regional Coalition will take place on Wednesday, May 2, 2012 at 8:00 A.M. at the ECIDA Offices, located at 143 Genesee St., Buffalo. All are welcome to attend.

Item 74 – CHAIR GRANT announced that the schedule of upcoming Legislature committee meetings has been distributed.

MEMORIAL RESOLUTIONS

Item 75 – Legislator Dixon requested that when the Legislature adjourns, it do so in memory of Nate Benderson.

Item 76 – Legislator Loughran requested that when the Legislature adjourns, it do so in memory of James (J.T.) Thomas.

Item 77 – Legislator Hogues requested that when the Legislature adjourns, it do so in memory of Jalisa Goodman and Trayvon Martin.

Item 78 – Legislator Lorigo requested that when the Legislature adjourns, it do so in memory of John Dasra, Violet Ihlenfeld and the Honorable Angelo Tona.

Item 79 – Legislator Mazur requested that when the Legislature adjourns, it do so in memory of Dorothy S. Lampka.

Item 80 – Legislator Marinelli requested that when the Legislature adjourns, it do so in memory of David M. Spinda, Theresa R. Mirti, and Grace E. Graber.

Item 81 – Legislator Rath requested that when the Legislature adjourns, it do so in memory of Dick Clark.

Item 82 – Chair Grant requested that when the Legislature adjourns, it do so in memory of Abdifatah "Abdi" Mohamud.

ADJOURNMENT

Item 83 – At this time, there being no further business to transact, CHAIR GRANT announced that the Chair would entertain a Motion to Adjourn.

MR. MAZUR moved that the Legislature adjourn until Thursday, May 10, 2012 at 2:00 p.m. Eastern Standard Time. MR. McCracken seconded.

CARRIED UNANIMOUSLY.

CHAIR GRANT declared the Legislature adjourned until Thursday, May 10, 2012 at 2:00 p.m. Eastern Standard Time.

ROBERT M. GRABER
CLERK OF THE LEGISLATURE