



# THE ERIE COUNTY LEGISLATURE

Session No. 15

July 23, 2020

April N.M. Baskin  
*Chair*

Timothy J. Meyers  
*Majority Leader*

Joseph C. Lorigo  
*Minority Leader*

Robert M. Graber  
*Clerk of the Legislature*

---

## ROLL CALL

---

INVOCATION – Ms. Vinal

---

PLEDGE OF ALLEGIANCE – Mr. Todaro

---

## TABLED ITEMS

---

## ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

---

MINUTES OF PREVIOUS MEETING – [Meeting No. 14](#)

---

## PUBLIC HEARING

---

## MISCELLANEOUS RESOLUTIONS:

---

JOHNSON

[Congratulating and Honoring Physical Education Teacher and Coach, Dave Sardo, on His Legendary High School Coaching Career](#)

---

BASKIN

[Remembering Lorna C. Hill, Founder and Artistic Director of Ujima Company, Inc., and Artistic and Civic Leader](#)

---

JOHNSON

[Remembering Flossie Mae Chappelle, Pillar of the Hamlin Park Community](#)

---

GILMOUR

[Remembering Daniel S. Piotrowicz, Beloved and Respected Attorney](#)

---

BASKIN

[Remembering Peggy Heath, Beloved Student, Activist, Cancer Survivor and Sister Warrior](#)

---

VINAL

[Honoring Shawn Lavin, County Civil Servant and First Lieutenant in the Air National Guard 107th Attack Wing](#)

---

BASKIN, LORIGO, JOHNSON,  
CHIMERA, HARDWICK,  
VINAL, RATH, MEYERS,  
TODARO, GILMOUR & MILLS

[Remembering Frank J. McGuire, Longtime Entrepreneur and Pillar of Business, Civic, Political, and Charitable Communities](#)

---

HARDWICK

[Warmest Congratulations to Emily Bula Upon the Wonderful Occasion of Her 100th Birthday](#)

---

BASKIN

[Remembering Gladys Heart Carter Chestnut](#)

---

CHIMERA

[Remembering Donald "Don" Joseph Barnes, Longtime Town of Tonawanda Resident and Retired Nabisco Manager](#)

---

MILLS

[Honoring Holly Niefergold as the 2020-2021 Erie County Dairy Princess](#)

---

---

|         |   |
|---------|---|
| MILLS   | <a href="#">Honoring CH2M HILL BWXT West Valley, LLC as Recipient of the Springville Area 2020 Business of the Year Award</a>         |
| TODARO  | <a href="#">Congratulating Nicholas Stahrr Upon Receiving the United States Department of Education's President's Education Award</a> |
| TODARO  | <a href="#">Honoring and Remembering Joan M. Gadd</a>   |
| RATH    | <a href="#">Recognizing and Acknowledging Nathan Mroz and the BFLO Store in Celebrating 716 Day</a>                                   |
| RATH    | <a href="#">Recognizing William A. Lorenz, Jr., Esq., "Buffalo's Best Batman"</a>   |
| LORIGO  | <a href="#">Acknowledging and Thanking John Lake for His Dedicated Career of Selfless Heroism, Duty, and Honor</a>                    |
| RATH    | <a href="#">Recognizing Monkey See, Monkey Do... Children's Bookstore and Owner Kim Krug</a>  |
| LORIGO  | <a href="#">Acknowledging Mike and Anita Sheehan for Their Nationally Recognized World Class Garden</a>                               |
| VINAL   | <a href="#">Remembering Leigh E. Anderson, Prominent and Tenacious Attorney in Buffalo</a>  |
| GILMOUR | <a href="#">Congratulating and Honoring Captain Jim Koch for His Dedicated Service with the Hamburg Police Department</a>             |
| MEYERS  | <a href="#">Honoring Frank E. Swiatek as Citizen of the Month for July 2020</a>   |

---

**LOCAL LAWS:**

**REFERENCE:**

---

|   |  |  |                    |
|---|--|--|--------------------|
| <a href="#">LL INTRO. 9-1<br/>9/23/2019</a> | LORIGO   | A LL creating the Road and Infrastructure Specialist Advisory Board  | Government 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 Transparency and Accountability Act"   | Public Safety      |
| <a href="#">LL INTRO. 2-1<br/>3/3/2020</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 otherwise known as the "Public Trust and Accountability Act" | Government Affairs |

---

---

|   |       |   |                    |
|---|-------|---|--------------------|
| <a href="#">LL INTRO. 3-1<br/>7/17/2020</a> | VINAL | A LL titled, "The Business Procurement Enhancement and Promotion Act of 2020" | Government Affairs |
|---|-------|---|--------------------|

---

|   |  |   |
|---|--|---|
| <a href="#">LL INTRO. 4-1<br/>7/17/2020</a> | BASKIN, JOHNSON,<br>CHIMERA, VINAL,<br>GILMOUR, MEYERS<br>& HARDWICK | A LL titled, "The Erie County Administrative Code Update Act of 2020" |
|---|--|---|

---

**COMMITTEE REPORTS:**

|                              |                         |
|------------------------------|-------------------------|
| <a href="#">REPORT No. 7</a> | PUBLIC SAFETY COMMITTEE |
|------------------------------|-------------------------|

---

|                               |                                |
|-------------------------------|--------------------------------|
| <a href="#">REPORT No. 11</a> | ECONOMIC DEVELOPMENT COMMITTEE |
|-------------------------------|--------------------------------|

---

|                               |                                |
|-------------------------------|--------------------------------|
| <a href="#">REPORT No. 10</a> | ENERGY & ENVIRONMENT COMMITTEE |
|-------------------------------|--------------------------------|

---

|                              |                              |
|------------------------------|------------------------------|
| <a href="#">REPORT No. 5</a> | GOVERNMENT AFFAIRS COMMITTEE |
|------------------------------|------------------------------|

---

|                              |                                |
|------------------------------|--------------------------------|
| <a href="#">REPORT No. 3</a> | COMMUNITY ENRICHMENT COMMITTEE |
|------------------------------|--------------------------------|

---

**LEGISLATOR RESOLUTIONS:**

**REFERENCE:**

|                             |         |   |
|-----------------------------|---------|---|
| <a href="#">INTRO. 15-1</a> | GILMOUR | Re-Appropriation of 2020 Public Benefit Funding |
|-----------------------------|---------|---|

---

|                             |                    |   |
|-----------------------------|--------------------|---|
| <a href="#">INTRO. 15-2</a> | HARDWICK & CHIMERA | Support for Creating a Community Advisory Board for the Brownfield Remediation of the Tonawanda Coke Site |
|-----------------------------|--------------------|---|

---

|                             |        |  |
|-----------------------------|--------|--|
| <a href="#">INTRO. 15-3</a> | BASKIN | Support for Community Advisory Group for 1001 East Delavan's Environmental Remediation |
|-----------------------------|--------|--|

---

|                             |        |   |
|-----------------------------|--------|---|
| <a href="#">INTRO. 15-4</a> | LORIGO | Calling for County Attorney to Sue NYS to Prohibit Imposition of New Regulations Targeted at Bars & Restaurants |
|-----------------------------|--------|---|

---

|                             |  |   |
|-----------------------------|--|---|
| <a href="#">INTRO. 15-5</a> | BASKIN, MEYERS,<br>GILMOUR, JOHNSON,<br>HARDWICK, CHIMERA<br>& VINAL | Overtime for Managerial-Confidential Employees During States of Emergency |
|-----------------------------|--|---|

---

|                             |  |  |
|-----------------------------|--|--|
| <a href="#">INTRO. 15-6</a> | BASKIN, GILMOUR,<br>CHIMERA, MEYERS,<br>JOHNSON, HARDWICK<br>& VINAL | Legislature Appointment to Western Regional Off-Track Betting Corporation Board of Directors |
|-----------------------------|--|--|

---

**COMMUNICATIONS DISCHARGED FROM COMMITTEE:**

**REFERENCE:**

*From the Government Affairs Committee:*

|                                     |                                    |  |
|-------------------------------------|------------------------------------|--|
| <a href="#">COMM. 12E-15 (2020)</a> | COUNTY CLERK                       | Authorization to Extend Contract - WNY Law Center, Inc. - Zombie Property Outreach Service |
| •                                   | <a href="#">PROPOSED AMENDMENT</a> |  |

*From the Public Safety Committee:*

|                                    |                                    |   |
|------------------------------------|------------------------------------|---|
| <a href="#">COMM. 14E-9 (2020)</a> | SHERIFF                            | Authorization to Enter into Agreement to Accept FY 2019 Operation Stonegarden Grant |
| •                                  | <a href="#">PROPOSED AMENDMENT</a> |   |

*From the Community Enrichment Committee:*

|                                     |                                    |  |
|-------------------------------------|------------------------------------|--|
| <a href="#">COMM. 14E-12 (2020)</a> | COUNTY EXECUTIVE                   | SUNY Erie 2020-2021 Budget Placeholder |
| •                                   | <a href="#">PROPOSED AMENDMENT</a> |  |

**SUSPENSION OF THE RULES:**

**REFERENCE:**

|                             |                                 |  |
|-----------------------------|---------------------------------|--|
| <a href="#">COMM. 15D-7</a> | DIRECTOR OF BUDGET & MANAGEMENT | Update Concerning Albright-Knox Art Gallery Funding          |
| <a href="#">COMM. 15D-8</a> | DEPUTY COMPTROLLER              | Follow-Up Letter Regarding Albright-Knox Art Gallery Funding |

**COMMUNICATIONS FROM ELECTED OFFICIALS:**

**REFERENCE:**

|                             |                  |  |                      |
|-----------------------------|------------------|--|----------------------|
| <a href="#">COMM. 15E-1</a> | COMPTROLLER      | Letter to DPW Commissioner Regarding Cleaning Services in the Rath Building                  | Economic Development |
| <a href="#">COMM. 15E-2</a> | BASKIN           | Appointment to the EC Agricultural & Farmland Protection Board                               | RFP                  |
| <a href="#">COMM. 15E-3</a> | COUNTY EXECUTIVE | Training Services & Learning Management System Contract                                      |                      |
| <a href="#">COMM. 15E-4</a> | COUNTY EXECUTIVE | ECSD Nos. 2, 3 & 8 - Construction Inspection Term Contract Agreement                         | R&F                  |
| <a href="#">COMM. 15E-5</a> | COUNTY EXECUTIVE | Lakeshore Rd. Rehabilitation & Drainage Improvements   |                      |
| <a href="#">COMM. 15E-6</a> | COUNTY EXECUTIVE | ECSD No. 3 - Southtowns Solids Handling Area Repairs   | R&F                  |
| <a href="#">COMM. 15E-7</a> | COUNTY EXECUTIVE | Acceptance of National Grid & National Fuel Energy Initiative Rebates - Public Safety Campus |                      |
| <a href="#">COMM. 15E-8</a> | COUNTY EXECUTIVE | Safe Harbor for Exploited Children - Contract w/International Institute                      |                      |

|  |                                 |  |                          |
|--|---------------------------------|--|--------------------------|
| <a href="#">COMM. 15E-9</a>                        | COUNTY EXECUTIVE                | Agreement w/WNY Land Conservancy for Trail Connections Between Hunters Creek County Park & Mossy Point Preserve              |                          |
| <a href="#">COMM. 15E-10</a>                       | COUNTY EXECUTIVE                | Right-of-Way Acquisition – Back Creek Road Slide Remediation   |                          |
| <a href="#">COMM. 15E-11</a>                       | COUNTY EXECUTIVE                | Right-of-Way Acquisition – Trevett Road Slide Remediation  |                          |
| <a href="#">COMM. 15E-12</a>                       | COUNTY EXECUTIVE                | Rehabilitation of Borden Rd. – Towns of W. Seneca & Cheektowaga  |                          |
| <a href="#">COMM. 15E-13</a>                       | COUNTY EXECUTIVE                | Agreement w/NYSDOT for Federal-Aid Highway Local Project & Engineering Design Services for Congestion Mitigation Air Quality |                          |
| <a href="#">COMM. 15E-14</a>                       | COUNTY EXECUTIVE                | Countywide Hazardous Materials Design and/or Sample Testing & Air Monitoring   |                          |
| <a href="#">COMM. 15E-15</a>                       | COUNTY EXECUTIVE                | Contract w/Boys & Girls Clubs of Buffalo - Capital Improvements at Masten Boys & Girls Club                                  |                          |
| <a href="#">COMM. 15E-16</a>                       | COUNTY EXECUTIVE                | 2020 Summer Primetime Funding – EC Youth Bureau  |                          |
| <a href="#">COMM. 15E-17</a>                       | COUNTY EXECUTIVE                | Senior Services Education & Public Messaging Campaign – Dept. of Senior Services   |                          |
| <a href="#">COMM. 15E-18</a>                       | COUNTY EXECUTIVE                | Acceptance of Extended Senior SNAP Enrollment 2018-2020 Grant Funding  |                          |
| <a href="#">COMM. 15E-19</a>                       | COUNTY EXECUTIVE                | EC Charge Back - Corrected Tax Billings and/or Refunds   |                          |
| <a href="#">COMM. 15E-20</a>                       | COUNTY EXECUTIVE                | Documents Relating to Overtime During COVID-19 Outbreak  | Finance & Management     |
| <a href="#">COMM. 15E-21</a>                       | HARDWICK                        | WROTB Receipt of Paycheck Protection Program Funds & Furloughs   | Government Affairs       |
| <b><u>COMMUNICATIONS FROM THE DEPARTMENTS:</u></b> |                                 |  | <b><u>REFERENCE:</u></b> |
| <a href="#">COMM. 15D-1</a>                        | DEPUTY COMPTROLLER              | Letter to Legislature Concerning Second Round of May Sales Tax Receipts  | Finance & Management     |
| <a href="#">COMM. 15D-2</a>                        | COMMISSIONER OF SOCIAL SERVICES | Update of Child Protective Caseloads for 06/2020   | Health & Human Services  |
| <a href="#">COMM. 15D-3</a>                        | DIRECTOR OF BUDGET & MANAGEMENT | Fund 252 Consumption Report  | Finance & Management     |
| <a href="#">COMM. 15D-4</a>                        | DEPT. OF LAW                    | Local Emergency Order Extension  | Public Safety            |

---

|                             |                    |   |                      |
|-----------------------------|--------------------|---|----------------------|
| <a href="#">COMM. 15D-5</a> | DEPUTY COMPTROLLER | Letter Concerning Albright Knox Funding | Finance & Management |
|-----------------------------|--------------------|---|----------------------|

---

|                             |                                      |   |  |
|-----------------------------|--------------------------------------|---|--|
| <a href="#">COMM. 15D-6</a> | COMMISSIONERS,<br>BOARD OF ELECTIONS | EC BoE Cyber Security Remediation Grant |  |
|-----------------------------|--------------------------------------|---|--|

---

**COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:**

**REFERENCE:**

---

|                             |  |  |               |
|-----------------------------|--|--|---------------|
| <a href="#">COMM. 15M-1</a> | EC CORRECTIONS<br>SPECIALIST ADVISORY<br>BOARD | Addendum Request for Testimony/Written Comments Concerning ECSO's Proposal to "Close" the ECHC | Public Safety |
|-----------------------------|--|--|---------------|

---

|                             |                                |  |     |
|-----------------------------|--------------------------------|--|-----|
| <a href="#">COMM. 15M-2</a> | SUNY ERIE BOARD<br>OF TRUSTEES | SUNY Erie 2020-21 Amended Operating Budget | R&F |
|-----------------------------|--------------------------------|--|-----|

---

|                             |                             |   |                      |
|-----------------------------|-----------------------------|---|----------------------|
| <a href="#">COMM. 15M-3</a> | ASSIGNED COUNSEL<br>PROGRAM | Financial Report & Cash Basis for the Period 1/1/20 - 6/30/20 | Finance & Management |
|-----------------------------|-----------------------------|---|----------------------|

---

|                             |                             |  |                      |
|-----------------------------|-----------------------------|--|----------------------|
| <a href="#">COMM. 15M-4</a> | ASSIGNED COUNSEL<br>PROGRAM | Quarterly Report for 2nd Quarter of 2020 | Finance & Management |
|-----------------------------|-----------------------------|--|----------------------|

---

|                             |      |   |               |
|-----------------------------|------|---|---------------|
| <a href="#">COMM. 15M-5</a> | CSEA | Letter to Public Safety Committee Regarding ECSO's 2020 Budget Proposal | Public Safety |
|-----------------------------|------|---|---------------|

---

|                             |        |   |                      |
|-----------------------------|--------|---|----------------------|
| <a href="#">COMM. 15M-6</a> | NYSDEC | Invitation for Public Comment - Brownfield Cleanup Draft Investigation Work Plan at 3077 Union Road, Orchard Park | Energy & Environment |
|-----------------------------|--------|---|----------------------|

---

|                             |        |  |                      |
|-----------------------------|--------|--|----------------------|
| <a href="#">COMM. 15M-7</a> | NYSDEC | Invitation for Public Comment - Brownfield Cleanup Program Application for 1100 Michigan Ave., Buffalo | Energy & Environment |
|-----------------------------|--------|--|----------------------|

---

|                             |        |  |                      |
|-----------------------------|--------|--|----------------------|
| <a href="#">COMM. 15M-8</a> | NYSDEC | Invitation for Public Comment - Brownfield Cleanup Program Application for 951 Ellicott St., Buffalo | Energy & Environment |
|-----------------------------|--------|--|----------------------|

---

**ANNOUNCEMENTS:**

**MEMORIAL RESOLUTIONS:**

**ADJOURNMENT:**