



THE ERIE COUNTY LEGISLATURE

Session No. 16
September 10, 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 – Mr. Rath

PLEDGE OF ALLEGIANCE – Mr. Gilmour

TABLED ITEMS - [INTRO. 15-5 \(2020\)](#)

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING – [Meeting No. 15](#)

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

JOHNSON [Congratulating and Recognizing Mandella Market Owner, Mr. Ahmed Saleh Nasser, for His Contributions and Tremendous Support in the Community](#)

BASKIN [Celebrating and Honoring the 2020 Asian Food and Culture for Love Festival, Sponsored by the Western New York Chinese Chamber of Commerce](#)

JOHNSON [In Remembrance of Bertha "Mama" Adams](#)

GILMOUR [In Remembrance of Carole Scarsella, Beloved Coach and Mentor](#)

BASKIN [Celebrating and Recognizing Jada Alana Spight for Her Vocal Accomplishments and Personal Perseverance](#)

JOHNSON [Acknowledging and Recognizing the Social Distancing Community Health Awareness Rally Hosted by the Jes Breathe Cancer Awareness Group](#)

CHIMERA [In Remembrance of Joseph T. Murray, Architect of Buffalo Public Schools Desegregation Plan](#)

BASKIN [In Remembrance of LeAndre Tomas Carey](#)

GILMOUR [Celebrating Margaret Alvira on the Occasion of Her 80th Birthday](#)

BASKIN [Congratulating Matthew Clark and Recognizing the Grand Opening of the Matthew Clark Dance Academy](#)

BASKIN [Congratulating and Recognizing the Opening of MMB - Mootry, Murphy and Burgin Realty Group, LLC](#)

BASKIN	<u>Celebrating and Recognizing the Community Health Center of Buffalo, Inc. and The Osborne Foundation in Honor of National Health Center Week</u>
BASKIN	<u>Celebrating and Honoring Pretrial, Probation and Parole Supervision Week</u>
GILMOUR	<u>In Remembrance of Raymond M. Armstrong</u>
GILMOUR	<u>Honoring Joshua Haeick as Citizen of the Month for September 2020</u>
HARDWICK	<u>Recognizing and Honoring Susan Marie Hofschneider Upon Her Retirement and for Her Commitment to Her Community</u>
RATH	<u>Congratulating Uniland Development on Opening Hampton Inn Buffalo - Amherst, the Nation's First Certified Universal Design Hotel</u>
LORIGO	<u>Acknowledging and Thanking Joseph Statz for His Dedicated Career of Education, Awareness, Duty and Honor Protecting Our Community for Over 26 Years</u>
LORIGO	<u>Congratulating Aubrey Gerhardt on Being Crowned the 2020-2021 Erie County Dairy Princess Alternate</u>
TODARO	<u>Honoring Mr. and Mrs. Robert Rice on the Occasion of Their 60th Wedding Anniversary</u>
LORIGO	<u>Recognizing Pamela Benz for Her Selfless Production of Free Face Masks During the COVID-19 Pandemic</u>
LORIGO	<u>Recognizing and Congratulating Margot Treadwell for Winning the New York Boys and Girls Club Youth of the Year Award</u>
TODARO	<u>Honoring Mr. and Mrs. Robert Sielski on the Occasion of Their 50th Wedding Anniversary</u>
TODARO	<u>Honoring and Recognizing Frank Sclafani for His Service to Our Great Nation in the United States Navy</u>
LORIGO, RATH, TODARO & MILLS	<u>Recognizing September as Hunger Action Month in Erie County</u>
BASKIN, LORIGO, MEYERS, RATH, VINAL, MILLS, JOHNSON, TODARO, HARDWICK, GILMOUR & CHIMERA	<u>Remembering Bertram F. "Bert" Trautman</u>
RATH	<u>Declaring September 17th as Constitution Day in Erie County</u>
RATH	<u>Recognizing and Acknowledging The Great Pumpkin Farm in Celebration of Its Silver Anniversary</u>
RATH	<u>Recognizing and Honoring Frank Gibson for His Over 20 Years of Volunteering with FeedMore WNY's Meals on Wheels Program</u>
RATH	<u>Recognizing and Acknowledging Public Safety Dispatcher Tracy Auten Upon the Occasion of Her Retirement from the Amherst Police Department</u>

RATH	<u>Recognizing and Honoring Marlene Rogers for Her Over 35 Years of Volunteering with FeedMore WNY's Meals on Wheels Program</u>
RATH	<u>Recognizing and Acknowledging Cynthia Kramer Upon the Occasion of Celebrating 35 Years of Service at Erie 1 BOCES</u>
MILLS	<u>Recognizing and Honoring Darlene DePasquale for Her 20 Years of Volunteering with FeedMore WNY's Meals on Wheels Program</u>
MILLS	<u>Recognizing and Honoring Robert Lindenfeld for His 20 Years of Volunteering with FeedMore WNY's Meals on Wheels Program</u>
MILLS	<u>Recognizing and Honoring Sandra Offhaus for Her Over 25 Years of Volunteering with FeedMore WNY's Meals on Wheels Program</u>
MILLS	<u>Honoring and Recognizing Mangia Ristorante & Caffè on Their 15th Anniversary</u>
MILLS	<u>Celebrating the Grand Opening of First Line Brewing</u>
MILLS	<u>Honoring Lieutenant John McCarthy for His Commitment and Dedication to Serving the Residents of Eden</u>
MILLS	<u>Honoring Chief Michael Felschow for His Commitment and Dedication to Serving the Residents of Eden</u>
MILLS	<u>Honoring and Recognizing Paul P. Pepero for Creating Community Access to Orchard Park Town Board Meetings</u>
MILLS	<u>Honoring The Gentner Commission Market for Receiving the Springville Area Chamber of Commerce 2020 Longevity Award</u>
MILLS	<u>Honoring Helen Brogan as Recipient of the Springville Area 2020 President's Award</u>
MILLS	<u>Honoring Liesle Neureuther as Recipient of the Springville Area Chamber of Commerce 2020 Young Professional Award</u>
MILLS	<u>Honoring Lawrence's Tavern for Receiving the Springville Area Chamber of Commerce 2020 Longevity Award</u>
MILLS	<u>Honoring Max Borsuk as Recipient of the Springville Area Chamber of Commerce 2020 Young Professional Award</u>
MILLS	<u>Honoring The Meat Shoppe as Recipient of the Springville Area Chamber of Commerce 2020 Small Business of the Year Award</u>
MILLS	<u>Honoring the Springville Volunteer Fire Company, Inc. as Recipient of the Springville Area Chamber of Commerce 2020 Non-Profit of the Year</u>
LORIGO	<u>Recognizing and Honoring Beverly Miserendino for Her 20+ Years of Volunteering with FeedMore WNY's Meals on Wheels Program</u>

LORIGO	<u>Recognizing and Honoring John Deppeler for His 20+ Years of Volunteering with FeedMore WNY's Meals on Wheels Program</u>
LORIGO	<u>Recognizing and Honoring Marilynn Pinkoske for Her 20+ Years of Volunteering with FeedMore WNY's Meals on Wheels Program</u>
LORIGO	<u>Recognizing and Honoring Priscilla Cashmore for Her 25+ Years of Volunteering with FeedMore WNY's Meals on Wheels Program</u>
LORIGO	<u>Recognizing and Honoring Heidi Lisitsky for Her 30+ Years of Volunteering with FeedMore WNY's Meals on Wheels Program</u>
LORIGO	<u>Recognizing and Honoring Elizabeth Wantuck for Her 35+ Years of Volunteering with FeedMore WNY's Meals on Wheels Program</u>
LORIGO	<u>Recognizing and Honoring Terry Majchrzak for Their 40+ Years of Volunteering with FeedMore WNY's Meals on Wheels Program</u>
LORIGO	<u>Recognizing and Honoring Shirley Byrne for Her 20+ Years of Volunteering with FeedMore WNY's Meals on Wheels Program</u>
LORIGO	<u>Recognizing and Honoring Alan and Phyllis Nagel for Their 20+ Years of Volunteering with FeedMore WNY's Meals on Wheels Program</u>
TODARO	<u>Honoring Roger and Joanne Mueller on the Occasion of Their 60th Wedding Anniversary</u>
TODARO	<u>Honoring Harold and Donna Snyder on the Occasion of Their 65th Wedding Anniversary</u>
TODARO	<u>Recognizing and Honoring Ruth Degener for Her 25 Years of Volunteering with FeedMore WNY's Meals on Wheels Program</u>
TODARO	<u>Recognizing and Honoring Rosemary Green for Her 25 Years of Volunteering with FeedMore WNY's Meals on Wheels Program</u>
TODARO	<u>Recognizing and Honoring Irene Bonsack for Her 20 Years of Volunteering with FeedMore WNY's Meals on Wheels Program</u>
TODARO	<u>Recognizing and Honoring John Loecher for His 35 Years of Volunteering with FeedMore WNY's Meals on Wheels Program</u>
LORIGO, RATH, TODARO & MILLS	<u>Honoring The Teacher's Desk, Its Volunteers and Its Employees</u>
TODARO	<u>Honoring and Congratulating Natalia Surdej on Being Named the 2019-2020 Female Athlete of the Year</u>
TODARO	<u>Honoring and Congratulating Conor Mahony on Being Named the 2019-2020 Male Athlete of the Year</u>
TODARO	<u>Remembering the Life of Brian O'Bannon</u>
RATH	<u>Recognizing Hillery Dennies of the Akron Fire Company for Climbing Equivalent of the 110 Stories of the World Trade Center to Honor FDNY Firefighters and First Responders</u>

LOCAL LAWS:

REFERENCE:

LL INTRO. 9-1 9/23/2019	LORIGO	A LL creating the Road and Infrastructure Specialist Advisory Board	Government Affairs
LL INTRO. 1-1 1/31/2020	MEYERS, VINAL, BASKIN, JOHNSON, CHIMERA & HARDWICK	A LL titled, "The Jail Management Transparency and Accountability Act"	Public Safety
LL INTRO. 2-1 3/3/2020	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
LL INTRO. 3-1 7/17/2020	VINAL	A LL titled, "The Business Procurement Enhancement and Promotion Act of 2020"	Government Affairs
LL INTRO. 4-1 7/17/2020	BASKIN, JOHNSON, CHIMERA, VINAL, GILMOUR, MEYERS & HARDWICK	A LL titled, "The Erie County Administrative Code Update Act of 2020"	Government Affairs
LL INTRO. 5-1 7/17/2020	LORIGO, RATH, TODARO & MILLS	A LL Requiring Timely Reports on County Mandated Business Closures Made Pursuant to Local or State Regulations	

COMMITTEE REPORTS:

LEGISLATOR RESOLUTIONS:

REFERENCE:

INTRO. 16-1	CHIMERA	Re-Appropriation of 2020 Public Benefit Funding	
INTRO. 16-2	CHIMERA, GILMOUR, HARDWICK, JOHNSON, MEYERS, VINAL & BASKIN	Expressing Concern & Opposition Over the Decision by the Three Dominant Local Health Insurers to No Longer Pay for COVID-19 Testing	
INTRO. 16-3	RATH	Local Support for NYS Funding Relating to Grants for Akron Jesson Field	
INTRO. 16-4	TODARO	Local Support for NYS Funding Relating to FAA Grants for Lancaster Airport - PIN 5908.25 Project	

INTRO. 16-5	TODARO	Local Support for NYS Funding Relating to FAA Grants for Lancaster Airport - PIN 5908.24 Project
INTRO. 16-6	TODARO	Local Support for NYS Funding Relating to FAA Grants for Lancaster Airport - PIN 5908.23 Project
INTRO. 16-7	TODARO	Local Support for NYS Funding Relating to FAA Grants for Lancaster Airport - PIN 5908.22 Project
INTRO. 16-8	TODARO	Local Support for NYS Funding Relating to FAA Grants for Lancaster Airport - PIN 5908.20 and PIN 5908.21 Projects
INTRO. 16-9	RATH, LORIGO, TODARO & MILLS	Support for Funding WNY Farms & Opposing Imposition of New Wage Requirements

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

REFERENCE:

SUSPENSION OF THE RULES:

REFERENCE:

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE:

COMM. 16E-1	COMPTROLLER	Six-Month Interim Financial Report for Period Ending 06/30/2020	Finance & Management
COMM. 16E-2	CHIMERA	Letter to NYS Office of Children & Family Services Commissioner Regarding State Funds Owed to the Child Care Resource Network	Health & Human Services
COMM. 16E-3	LORIGO, RATH, TODARO & MILLS	Letter to Comptroller Concerning Taxpayer Checkbook for COVID19 Expenses	Finance & Management
COMM. 16E-4	BASKIN	Request for Data Concerning Managerial-Confidential Overtime During COVID-19 Pandemic	Finance & Management

COMM. 16E-5	BASKIN	Cancellation of 07/30/2020 Special Meeting	RFP
COMM. 16E-6	BASKIN	Cancellation of 07/30/2020 Informational Meeting of the Finance & Management Committee	RFP
COMM. 16E-7	COUNTY EXECUTIVE	Letter to ECCSAB Regarding NYS Police Reform & Reinvention Collaborative	Public Safety
COMM. 16E-8	COUNTY EXECUTIVE	Notice of Appointment of Director of Office of Equal Employment Opportunity	RFP
COMM. 16E-9	SHERIFF	Acceptance of Governor's Traffic Safety Committee Grant	Public Safety
COMM. 16E-10	BASKIN	Letter to BoE Commissioners Concerning USPS Issues & Impact on November 2020 Elections	Government Affairs
COMM. 16E-11	COUNTY EXECUTIVE	Letter to Local Health Insurance Companies Regarding Coverage for COVID-19 Testing	Health & Human Services
COMM. 16E-12	RATH	Letter to DPW Commissioner Regarding Forward Into Light Campaign	Economic Development
COMM. 16E-13	COMPTROLLER	Letter to Chair of Legislature Regarding Sale of Rath Building	Finance & Management
COMM. 16E-14	COMPTROLLER	EC 2019 Comprehensive Annual Financial Report	Finance & Management
COMM. 16E-15	COMPTROLLER	EC Federal Financial Assistance Audit Report for Year Ending 12/31/2019	Finance & Management
COMM. 16E-16	COMPTROLLER	EC NYSDOT Single Audit Report for Year Ending 12/31/2019	Finance & Management
COMM. 16E-17	BASKIN	Request for Updated COVID-19 Spending Report	Finance & Management
COMM. 16E-18	TODARO	Supplemental Information Regarding Buffalo-Lancaster Regional Airport Resolutions	Economic Development
COMM. 16E-19	RATH	Supplemental Information Regarding Akron Jesson Field Resolution	Economic Development
COMM. 16E-20	COUNTY EXECUTIVE	ECSD Nos. 1-6 & 8 – User Charges - 2021	Energy & Environment
COMM. 16E-21	COMPTROLLER	Refunding Bond Resolution	
COMM. 16E-22	COUNTY EXECUTIVE	ECSD No. 2 - Request for Proposals	Energy & Environment

COMM. 16E-23	COUNTY CLERK	Amended Lease Agreement - EC Auto Bureau, Eastern Hills Mall Branch	Finance & Management
COMM. 16E-24	COUNTY EXECUTIVE	Donation of One County Parks, Rec. & Forestry Lawn Mower to Central Terminal Restoration Corporation, Inc.	
COMM. 16E-25	COUNTY EXECUTIVE	Continued Imposition of Additional 1 & 0.75% Sales & Compensating Use Tax for Period Ending 11/30/2023	
COMM. 16E-26	COUNTY EXECUTIVE	Rehabilitation of South Creek Road Cross Culvert - Town of Evans	
COMM. 16E-27	COUNTY EXECUTIVE	Notice of Public Hearing – ECSD 2020 Assessment Rolls	Economic Development
COMM. 16E-28	COUNTY EXECUTIVE	NFTA-61 Smith St. Budget Revision & Contract Amendment	Economic Development
COMM. 16E-29	COUNTY EXECUTIVE	2020 Justice Assistance Grant	Public Safety
COMM. 16E-30	COUNTY EXECUTIVE	SUNY Erie North Campus 2020 Spring Student Center Exterior Upgrades	Economic Development
COMM. 16E-31	COUNTY EXECUTIVE	CHARMS Upgrades	Public Safety
COMM. 16E-32	COUNTY EXECUTIVE	ECSD No. 3 - Engineering Term Contract Agreement	Energy & Environment
COMM. 16E-33	COUNTY EXECUTIVE	Authorization to Enter into Contract w/Professional Ambulance LLC	Public Safety
COMM. 16E-34	COUNTY EXECUTIVE	Contract w/Theodore Roosevelt Inaugural Site Foundation for Improvements to National Historic Site	Economic Development
COMM. 16E-35	COUNTY EXECUTIVE	Contract for Capital Improvements at the Ujima Company Theater	Economic Development
COMM. 16E-36	COUNTY EXECUTIVE	Position Add/Delete – Dept. of Central Police Services	Public Safety
COMM. 16E-37	COUNTY EXECUTIVE	2019-2021 On-Call/Emergency Bridge & Culvert Engineering Services Amendment	Economic Development
COMM. 16E-38	LORIGO, RATH, TODARO & MILLS	Small Business Assistance Grant Program	Finance & Management

COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE:

COMM. 16D-1	COMPTROLLER'S OFFICE	Report on Food Expenses Charged to COVID-19 Relief Fund	Finance & Management
COMM. 16D-2	COMPTROLLER'S OFFICE	Report on Use of "Unutilized" & "Emergency Closing" Pay Codes	Finance & Management

COMM. 16D-3	DEPT. OF LAW	Local Emergency Order Extensions	Health & Human Services
COMM. 16D-4	CLERK OF LEGISLATURE	Notice of Cancellation of Informational Finance & Management Meeting - 07/30/2020	RFP
COMM. 16D-5	COMPTROLLER'S OFFICE	Report on Overtime Expenses for Bargaining Unit Employees Charged to COVID-19 Relief Fund	Finance & Management
COMM. 16D-6	DIRECTOR OF BUDGET & MANAGEMENT	Budget Monitoring Report for Period Ending 06/2020	Finance & Management
COMM. 16D-7	DEPUTY COMPTROLLER - AUDIT	Letter to Chair of Legislature Regarding Overtime Charged to Fund 252 (COVID)	Finance & Management
COMM. 16D-8	DEPT. OF LAW	Letter Concerning Albright-Knox Art Gallery Funding	Finance & Management
COMM. 16D-9	COUNTY EXECUTIVE'S OFFICE	Letter Concerning Receipt of Excess Documentation Containing Private Information	R&F
COMM. 16D-10	DEPUTY COMPTROLLER	Letter to Legislature Concerning Second Round of June Sales Tax Receipts	Finance & Management
COMM. 16D-11	COMMISSIONER OF SOCIAL SERVICES	Update of Child Protective Caseloads for July, 2020	Health & Human Services
COMM. 16D-12	DEPUTY COMPTROLLER	Law Department Spending – 02/2020 - 06/2020	Finance & Management
COMM. 16D-13	DEPUTY COMPTROLLER	Letter to Legislature Regarding Hotel Occupancy Tax Collection	Finance & Management
COMM. 16D-14	COMPTROLLER'S OFFICE	Report on Updated Overtime Expenses Charged to COVID-19 Relief Fund & Pay for Not Working	Finance & Management
COMM. 16D-15	DEPT. OF LAW	Transmittal of Claims Against EC	Government Affairs
COMM. 16D-16	DEPUTY COMPTROLLER - AUDIT	Audit of EC Soil & Water Conservation District	Energy & Environment
COMM. 16D-17	DEPT. OF LAW	Transmittal of Claim Against EC	Government Affairs
COMM. 16D-18	DEPUTY COMPTROLLER	Law Department Spending - 07/2020	Finance & Management
<u>COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:</u>			<u>REFERENCE:</u>
COMM. 16M-1	RIVERVIEW INNOVATION & TECHNOLOGY CAMPUS	Letter to Chair of Government Affairs Committee Regarding Discussion Held on Thursday, 07/16/2020	Government Affairs

COMM. 16M-2	EC CORRECTIONS SPECIALIST ADVISORY BOARD	Letter to County Executive Regarding NYS Police Reform & Reinvention Collaborative	Public Safety
COMM. 16M-3	INVEST BUFFALO	Letter Regarding Financial Support for Invest Buffalo Niagara in 2021 EC Budget	Finance & Management
COMM. 16M-4	WROTB	Response to Letter from Government Affairs Committee Chair Concerning Receipt of Paycheck Protection Program Funds & Furloughs	Government Affairs
COMM. 16M-5	NFTA	2019-20 NFTA-Metro Annual Performance Report	Economic Development
COMM. 16M-6	EC FISCAL STABILITY AUTHORITY	Audited Financial Statements	Finance & Management
COMM. 16M-7	EC CORRECTIONS SPECIALIST ADVISORY BOARD	Letter to Chair of Health & Human Services Committee Requesting Input on Implementation of a Jail-Based Medication Assisted Treatment Program	Health & Human Services
COMM. 16M-8	NYSDEC	Public Notice - Brownfield Cleanup Program Application for 9 Lakeview Ave., Buffalo	Energy & Environment
COMM. 16M-9	NFTA	Letter to Legislature in Response to Request for NFTA Metro Bus Services for Wende Erie County Correctional Facility	Economic Development
COMM. 16M-10	NYSDEC	Invitation for Public Comment - Brownfield Cleanup Program Application for 100 Dona St., Lackawanna	Energy & Environment
COMM. 16M-11	NYSDEC	Invitation for Public Comment - Brownfield Cleanup Program Application for 1095 Niagara St., Buffalo	Energy & Environment
COMM. 16M-12	NYS DEPT. OF PUBLIC SERVICE	Letter to Public Regarding Updated Electric & Gas Delivery Rates & Practices	Energy & Environment
COMM. 16M-13	NYSDEC	Invitation for Public Comment - Brownfield Cleanup Proposed Remedy for 267 Marilla St., Buffalo	Energy & Environment
COMM. 16M-14	NYSDEC	Invitation for Public Comment - Brownfield Cleanup Proposed Remedy for 1130 Niagara St., Buffalo	Energy & Environment
COMM. 16M-15	NYSDEC	Invitation for Public Comment - Brownfield Cleanup Program Application for 9 Lakeview Ave., Lackawanna	Energy & Environment

ANNOUNCEMENTS:

MEMORIAL RESOLUTIONS:

ADJOURNMENT: