

TENTH DAY

TUESDAY, August 13, 2013

Legislature met pursuant to adjournment.

President Jeffrey R. Adair in the Chair.

ROLL CALL

Present — Legislators Adair, Ancello, Andrews, Antelli, Barker, Bauroth, Boyce, Carbone, Colby, Daniele, Drawe, Gumina, Haney, Hanna, Howland, Kaleh, W. Lightfoot, McCann, Micciche, Morelle Jr., Patterson, Quatro, Rockow, Tucciarello, Valerio, Wilcox, Yolevich— 27

Absent — Gamble, J. Lightfoot – 2

Note: Legislator J. Lightfoot entered the Chambers after the Invocation and was present for the remainder of the meeting.

Meeting formally opened. At the invitation of Legislator Joshua Bauroth, Rabbi Michael Silbert of the University of Rochester Interfaith Chapel delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Cindy Kaleh.

Note: Legislator J. Lightfoot entered the Chambers and was present for the remainder of the meeting.

APPROVAL OF MINUTES

Without objection, the Journal of the Session of Day 9, July 9, 2013 was approved as submitted.

President Adair recognized Mark Quinn, Horticulturalist for the Parks Department, who introduced the Plant of the Month, the *Caladium* to the Legislature.

PETITIONS AND COMMUNICATIONS

President Adair recognized Supervisor Joyce D'Aurizio of Irondequoit in the Chambers. President Adair also congratulated Democratic Minority Director, Joe Rittler on the birth of his daughter Elise.

PROCLAMATIONS

By the President of the Legislature — Jeffrey R. Adair

Recognized Jointly with Legislator Karla Boyce “Breastfeeding Awareness Week” in the County of Monroe, and encourage all residents to assist in the efforts to bring awareness to the entire community.
Read and Filed.

Recognized Jointly with Legislators Joseph Morelle, Jr. and Dr. Joe Carbone “The Girl Scouts Irondequoit Service Unit” for winning the Girl Scouts of Western New York President’s Award.
Read and Filed.

Recognized Jointly with Legislators Joseph Morelle, Jr. and Dr. Joe Carbone “Riley Eike” for winning the Girl Scout Gold Award, the highest achievement in the Girl Scouts.

Read and Filed.

FORMAL COMMITTEE REPORTS

None

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Eleven speakers addressed the Legislature and the Open Forum concluded at 7:00 P.M.

RECESS

A recess was declared by President Adair to allow for a meeting of the **Pure Waters Administrative Board**.

MOTIONS, RESOLUTIONS AND NOTICES

- | | | | |
|----|--|---------|--|
| 1. | Rockow &
McCann
Intro. 266
M. 49
28-0 | 13-0194 | Providing that Resolution (Intro. No. 247 of 2013), Entitled “Authorizing Additions to Three Monroe County Agricultural Districts,” be Lifted from the Table |
| 2. | Rockow &
McCann
Intro. 267
M. 50

Intro. 247
Res. 196
28-0 | 13-0194 | Providing that Resolution (Intro. No. 247 of 2013), Entitled “Authorizing Additions to Three Monroe County Agricultural Districts,” be Adopted

Main Motion |
| 3. | Valerio &
Yolevich
Intro. 268
M. 51
28-0 | 13-0205 | Providing that Resolution (Intro. No. 256 of 2013), Entitled “Approval of Monroe Community College’s 2013-2014 Operating Budget,” Be Lifted from the Table
Recreation and Education Committee; July 31, 2013 – CV: 4-0
Ways and Means Committee; July 31, 2013 – CV: 11-0 |
| 4. | Valerio &
Yolevich
Intro. 269
M. 52

Intro. 256
Res. 197
28-0 | 13-0205 | Providing that Resolution (Intro. No. 256 of 2013), Entitled “Approval of Monroe Community College’s 2013-2014 Operating Budget,” Be Adopted
Recreation and Education Committee; July 31, 2013 – CV: 4-0
Ways and Means Committee; July 31, 2013 – CV: 11-0

Main Motion |

5. Hanna & Yolevich
Intro. 270
Res. 198
28-0
13-0207 Amending Resolution 2 of 2009 to Accept Additional Grant Funding from Transportation Security Administration and Extend Time Period for National Explosives Detection Canine Team Program
Public Safety Committee; July 29, 2013 – CV: 9-0
Ways and Means Committee; July 31, 2013 – CV: 11-0
6. Hanna & Yolevich
Intro. 271
Res. 199
28-0
13-0208 Accepting Grant from New York State Division of Homeland Security and Emergency Services for FY2011 Bomb Squad Initiative Grant Program (Office of Sheriff)
Public Safety Committee; July 29, 2013 – CV: 9-0
Ways and Means Committee; July 31, 2013 – CV: 11-0
7. Hanna & Yolevich
Intro. 272
Res. 200
28-0
13-0209 Accepting Grant from New York State Division of Homeland Security and Emergency Services for FY2012 Bomb Squad Initiative Grant Program (Office of Sheriff)
Public Safety Committee; July 29, 2013 – CV: 9-0
Ways and Means Committee; July 31, 2013 – CV: 11-0
8. Hanna & Yolevich
Intro. 273
Res. 201
28-0
13-0210 Authorizing Contract with Genesee & Wyoming, Inc. (Rochester & Southern Railroad) for Traffic Control and Site Security at 1647 Wheatland Center Road, Town of Wheatland
Public Safety Committee; July 29, 2013 – CV: 9-0
Ways and Means Committee; July 31, 2013 – CV: 11-0
9. Hanna & Yolevich
Intro. 274
Res. 202
28-0
13-0211 Accepting Grant from New York State Division of Criminal Justice Services for Firearm Examiner
Public Safety Committee; July 29, 2013 – CV: 9-0
Ways and Means Committee; July 31, 2013 – CV: 11-0
10. Hanna & Yolevich
Intro. 275
Res. 203
28-0
13-0212 Amending Resolution 255 of 2011 to Accept Additional Funding from New York State Division of Criminal Justice Services for Front-End Juvenile Justice Reform Program; Amending Contract with Rochester Institute of Technology
Public Safety Committee; July 29, 2013 – CV: 9-0
Ways and Means Committee; July 31, 2013 – CV: 11-0
(Legislator Bauroth declared his interest prior to the vote)
11. Hanna & Yolevich
Intro. 276
Res. 204
28-0
Intro. 277
M. 53
28-0
13-0213 Accepting Three Alternatives to Incarceration Grants from New York State Division of Criminal Justice Services for Pretrial Program, Enhanced Pretrial Program, and Domicile Restriction Program
Public Safety Committee; July 29, 2013 – CV: 9-0
Ways and Means Committee; July 31, 2013 – CV: 11-0

Tucciarello/Andrews
Motion to Move the Remainder of the Agenda as a Whole
12. Boyce & Tucciarello
Intro. 278
Res. 205
28-0
13-0214 Authorizing Intermunicipal Agreement with Rochester City School District to Provide “WaterTower Academy ATD Classroom”
Intergovernmental Relations Committee; July 31, 2013 – CV: 5-0

13. Hanna & Yolevich
Intro. 279
Res. 206
28-0
13-0215 Authorizing Contract with Tetra Tech, Inc. for Interoperable Communications and Emergency Management Exercise Consultant Services
Public Safety Committee; July 29, 2013 – CV: 9-0
Ways and Means Committee; July 31, 2013 – CV: 11-0
14. Colby & Yolevich
Intro. 280
Res. 207
28-0
13-0216 Authorizing Advertisement for Bids for Preventative Maintenance Bridges/Rustic Rail Replacement Project in Monroe County
Transportation Committee; July 30, 2013 – CV: 6-0
Ways and Means Committee; July 31, 2013 – CV: 11-0
15. Colby & Yolevich
Intro. 281
Res. 208
28-0
13-0217 Authorizing Advertisement for Bids for Long Pond Road V Improvement Project, in Town of Greece
Transportation Committee; July 30, 2013 – CV: 6-0
Ways and Means Committee; July 31, 2013 – CV: 11-0
16. Colby & Yolevich
Intro. 282
Res. 209
28-0
13-0218 Authorizing Advertisement for Bids for Edgewood Avenue Bridge Project over Allen Creek in Town of Brighton
Transportation Committee; July 30, 2013 – CV: 6-0
Ways and Means Committee; July 31, 2013 – CV: 11-0
17. Drawe & Quatro
Intro. 283
Res. 210
28-0
13-0219 Confirming Appointment of Executive Health Director of Monroe Community Hospital
Human Services Committee; July 30, 2013 – CV: 8-0
18. Drawe & Quatro
Intro. 284
Res. 211
28-0
13-0220 Confirming Reappointment to Monroe County Board of Health
Human Services Committee; July 30, 2013 – CV: 8-0
19. Boyce, Drawe & Yolevich
Intro. 285
Res. 212
28-0
13-0221 Amending Resolution 123 of 2013 to Accept Additional Funding from University of Rochester Medical Center; Authorizing Intermunicipal Agreements with Rochester City School District and Various Other School Districts and Extend Time Period for School Located Influenza Vaccinations for Children: Community-wide Dissemination Program
Intergovernmental Relations Committee; July 31, 2013 – CV: 5-0
Human Services Committee; July 30, 2013 – CV: 8-0
Ways and Means Committee; July 31, 2013 – CV: 11-0
20. Boyce, Drawe & Yolevich
Intro. 286
Res. 213
28-0
13-0222 Accepting Grant from New York State Department of Health; Authorizing Intermunicipal Agreement with City of Rochester and Contracts with Schneider Laboratories Global, Inc., Cornell University and Catholic Family Center for Childhood Lead Primary Program
Intergovernmental Relations Committee; July 31, 2013 – CV: 5-0
Human Services Committee; July 30, 2013 – CV: 8-0
Ways and Means Committee; July 31, 2013 – CV: 11-0

21. Drawe & Yolevich
Intro. 287
Res. 214
28-0
- 13-0223 Accepting Grant from Health Research, Inc. for Expanded Partner Services Pilot Program
Human Services Committee; July 30, 2013 – CV: 8-0
Ways and Means Committee; July 31, 2013 – CV: 11-0
22. Valerio & Yolevich
Intro. 288
Res. 215
28-0
- 13-0224 Authorizing Contracts with Holdsworth Klimowski Construction, LLC, Crosby-Brownlie, Inc., Thurston Dudek LLC and Kaplan-Schmidt Electric, Inc. for Construction Services for Monroe Community College Public Safety Building/Building 21 Project
Recreation and Education Committee; July 31, 2013 – CV: 4-0
Ways and Means Committee; July 31, 2013 – CV: 11-0
23. Daniele & Yolevich
Intro. 289
Res. 216
28-0
- 13-0225 Authorizing Contract with Popli Design Group for Professional Engineering Services for Monroe Community College Property Preservation Projects Phase II Project
Environment and Public Works Committee; July 31, 2013 – CV: 7-0
Ways and Means Committee; July 31, 2013 – CV: 11-0
24. Daniele & Yolevich
Intro. 290
Res. 217
28-0
- 13-0226 Authorizing Energy Conservation Improvements at Monroe County Civic Center Complex
Environment and Public Works Committee; July 31, 2013 – CV: 7-0
Ways and Means Committee; July 31, 2013 – CV: 11-0
25. Daniele & Yolevich
Intro. 291
Res. 218
28-0
- 13-0227 Authorizing Contracts with O'Brien & Gere for Energy Market Consulting Term Services Related to Monroe County Energy Aggregation Group, Implementation of a Performance-Based Capacity Savings Program and Renewable Commodity, Capacity and Energy Credit Marketing
Environment and Public Works Committee; July 31, 2013 – CV: 7-0
Ways and Means Committee; July 31, 2013 – CV: 11-0
26. Drawe & Yolevich
Intro. 292
Res. 219
28-0
- 13-0229 Accepting Grant from Rochester Area Community Foundation for Consultant Services Provided by Monroe County for Expanded Learning Time Collaborative and Community-School Partners Youth Program Quality Improvement Project
Human Services Committee; July 30, 2013 – CV: 8-0
Ways and Means Committee; July 31, 2013 – CV: 11-0
27. Drawe & Yolevich
Intro. 293
Res. 220
28-0
- 13-0232 Amending Resolution 228 of 2012 to Accept Additional Funding from Health Research, Inc. and Extending Time Period for Public Health Preparedness and Response to Bioterrorism Program
Human Services Committee; July 30, 2013 – CV: 8-0
Ways and Means Committee; July 31, 2013 – CV: 11-0
28. Boyce & Yolevich
Intro. 294
Res. 221
28-0
- 13-0233 Authorizing Agreement with City of Rochester for Dissolution of Cultural Center Commission Including Transfer and Assignment of Assets and Agreements of Cultural Center Commission
Intergovernmental Relations Committee; July 31, 2013 – CV: 5-0
Ways and Means Committee; July 31, 2013 – CV: 11-0
29. Yolevich & Howland
Intro. 295
Res. 222
28-0
- 13-0234 Authorizing Settlement of Lawsuit, entitled "Jill Klimasewski V. County of Monroe"
Ways and Means Committee; July 31, 2013 – CV: 11-0

30. Valerio & Yolevich
Intro. 296
Res. 223
28-0
- 13-0235
- Accepting Grant from New York State Office of Parks, Recreation and Historic Preservation for Snowmobile Trail Development and maintenance Program; Authorizing Contracts with Hilton Sno-Flyers, Inc., Webster Ridge Runners, Inc., and Salmon Creek Snowmobile Club, Inc., for Development and Maintenance of Trails Recreation and Education Committee; July 31, 2013 – CV: 4-0
Ways and Means Committee; July 31, 2013 – CV: 11-0

Matter of Urgency

31. Yolevich & Howland
Intro. 265
Res. 195
28-0
- 13-0236
- Extension of Additional One Percent Tax on Sales and Uses of Tangible Personal Property and of Certain Services, an on Occupancy of Hotel Rooms and Amusement Charged, Pursuant to Article 29 of the Tax Law of the State of New York; Amending Resolution No. 265 of 1965, as Last Amended by Resolution No. 208 of 2011
Matter of Urgency

UNFINISHED BUSINESS

Upon Motion by Legislator Tucciarello, the Legislature adjourned at 7:11 p.m. until Tuesday, September 10, 2013 at 6:00 p.m.

CHERYL M. ROZZI
Clerk of the Legislature