

FIFTH DAY

TUESDAY, MAY 14, 2019

Legislature met pursuant to adjournment.

President Dr. Joe Carbone in the Chair.

ROLL CALL

Present – Legislators Allkofer, Ancello, Bauroth, Boyce, Brew, Carbone, Delehanty, DiFlorio, Drawe, Felder, Flagler-Mitchell, Halstead, Hebert, Howland, Kaleh, LaMar, Lightfoot, Maffucci, Marianetti, Morelle, Jr., Muoio, Rockow, Sheppard, Taylor, Terp, Wilcox, Wilt, Zale – 28

Absent – Micciche – 1

The meeting formally opened. Prayer led by Pastor Mark Dupré of Christ Community Church, at the invitation of Legislator Mike Zale. The Pledge of Allegiance to the Flag was led by Majority Leader Brian E. Marianetti.

APPROVAL OF MINUTES

Without objection, the Journal of Day 4, April 9, 2019 was approved as submitted.

Note: President Carbone congratulated Legislator Mike Rockow on the birth of his third grandchild, Desmond Daniel Nichols.

PETITIONS AND COMMUNICATIONS

None

PROCLAMATIONS

By the President of the Legislature – Dr. Joe Carbone

Recognized jointly with County Executive Cheryl Dinolfo, Dr. John J. Garneau, for his contributions of time and talent to the Veteran community of Monroe County.

Read and Filed.

Recognized jointly with County Executive Cheryl Dinolfo and Legislator Kara C. Halstead, Peter Dillon and Dr. Albert Brault, for receiving Technology Emmy® Awards from the National Academy of Television Arts & Sciences.

Read and Filed.

Recognized jointly with Legislator Sean M. Delehanty, Dale Davis, on receiving the Distinguished Service to the Field Award.

Read and Filed.

FORMAL COMMITTEE REPORTS

None

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. There were eight speakers and the Open Forum concluded at 6:39 P.M.

Note: Legislators Wilcox and Morelle, Jr. exited the Chambers during the Public Forum.

CONSIDERATION OF LOCAL LAWS

1. Taylor & Delehanty Intro. 130 19-0107.LL Enacting Local Law Entitled "Authorizing Lease by Negotiation with Sprint Spectrum, L.P. for PCS Telephone Telecommunications at 1870 Mt. Hope Avenue"
(For Introductory Purposes Only)
Agenda/Charter Committee; April 22, 2019 – CV: 5-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
2. Taylor & Delehanty Intro. 131 M. 22 26-0 19-0107.LL Providing that Local Law (Intro. No. 130 of 2019), Entitled "Authorizing Lease by Negotiation with Sprint Spectrum, L.P. for PCS Telephone Telecommunications at 1870 Mt. Hope Avenue" Be Tabled
3. Taylor & Delehanty Intro. 132 Res. 115 26-0 19-0107.LL Fixing a Public Hearing on Local Law (Intro. No. of 2019), Entitled "Authorizing Lease by Negotiation with Sprint Spectrum, L.P. for PCS Telephone Telecommunications at 1870 Mt. Hope Avenue"
(Public Hearing Scheduled for Tuesday, June 11, 2019 at 6:15 P.M.)
4. Taylor & Brew Intro. 133 19-0108.LL Amending Local Law No. 6 of 1971 Entitled "Local Law Regulating The Use and Protection of Monroe County Geodetic Survey Monumentation Network"
(For Introductory Purposes Only)
Agenda/Charter Committee; April 22, 2019 – CV: 5-0
Environment and Public Works Committee; April 23, 2019 - CV: 7-0

Note: Legislator Morelle, Jr. re-entered the Chambers and was present for the remainder of the meeting.

5. Taylor & Brew Intro. 134 M. 23 27-0 19-0108.LL Providing that Local Law (Intro. No. of 2019), Entitled "Local Law Regulating The Use and Protection of Monroe County Geodetic Survey Monumentation Network" Be Amended

PROVIDING THAT INTRO. NO. 133 OF 2019 BE AMENDED

Be It Moved, that Section 2 of Intro. No. 133 of 2019, definition of "Director" be amended as follows:

"Director" – The ~~Monroe County Director of Public Works~~ County of Monroe County Surveyor or his or her Duly authorized representative.

Be It Moved, that the Section 4 of Intro. No. 133 of 2019, the first sentence be amended as follows:

It shall be the responsibility of the Developer to utilize the Monroe County GIS based internet monument web viewer for monument inventory and record information, or request of the Director exact information as to the location of monuments in the vicinity of ~~his~~ the project.

Be It Moved, that the Section 5 of Intro. No. 133 of 2019, the first paragraph be amended as follows:

It shall be the responsibility of the Developer to utilize the Monroe County GIS based internet monument web viewer for monument inventory and record information, or request of the Director exact information as to the location of monuments in the vicinity of ~~his~~ the project to determine if at least one of two or more ~~intervisible~~ monuments, or one monument with azimuths of record to intersection stations, or one single monument is within ~~2,500~~ 5,000 feet of ~~his~~ the project except that where the entire project involves not more than five residential lots the maximum distance ~~shall be~~ 4,200-2,500 feet. The distance from the nearest monument is the shortest practical route along rights-of-way or through other public properties. If such survey control exists, ~~he~~ the Developer shall tie ~~his~~ the boundaries into the horizontal control as established by said monuments.

Be It Moved, that the Section 9 of Intro. No. 133 of 2019, the first sentence be amended as follows:

There shall be created a Board of Appeals to consist of three members who shall be appointed by the County ~~Manager~~ Executive and who shall serve at ~~his~~ the County Executive's pleasure.

Added language is underlined in Blue.

Deleted language is ~~stricken in blue~~.

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| 6. | Taylor &
Brew
Intro. 135
M. 24
27-0 | 19-0108.LL | Providing that Local Law (Intro. No. 133 of 2019), Entitled "Local Law Regulating The Use and Protection of Monroe County Geodetic Survey Monumentation Network" Be Tabled |
| 7. | Taylor &
Brew
Intro. 136
Res. 116
27-0 | 19-0108.LL | Fixing a Public Hearing on Local Law (Intro. No. of 2019), Entitled "Local Law Regulating The Use and Protection of Monroe County Geodetic Survey Monumentation Network"
Public Hearing Scheduled for Tuesday, June 11, 2019 at 6:16 P.M. |

MOTIONS, RESOLUTIONS AND NOTICES

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| 8. | Marianetti &
Kaleh
Intro. 137
Res. 117
27-0 | 19-0091 | Dedicating The County Office Building 4th Floor Concourse to Constance Mitchell, Former Member of Monroe County Board of Supervisors
Public Safety Committee; March 25, 2019 - CV: 9-0
Ways and Means Committee; March 26, 2019 - CV: 11-0 |
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Note: Legislator Wilcox re-entered the Chambers and was present for the remainder of the meeting.

9. DiFlorio & Boyce
Intro. 138
Res. 118
17-11
19-0092 Confirming Appointments to Monroe County Planning Board

(Legislators Kaleh, Bauroth, Felder, Flagler-Mitchell, LaMar, Lightfoot, Maffucci, Morelle, Jr., Muoio, Sheppard and Wilcox Voted in the Negative)
10. Boyce & Delehanty
Intro. 139
Res. 119
28-0
19-0096 Amending 2019-2024 Capital Improvement Program to Expand Scope and Increase Project Authorization of Public Safety Vehicle Replacement Project
Public Safety Committee; April 22, 2019 - CV: 8-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
11. Boyce & Delehanty
Intro. 140
Res. 120
28-0
19-0096.br Amending 2019 Capital Budget to Expand Scope and Increase Project Authorization of Public Safety Vehicle Replacement Project and Authorizing Appropriation Transfer
Public Safety Committee; April 22, 2019 - CV: 8-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
12. Boyce & Delehanty
Intro. 141
Res. 121
28-0
19-0097 Authorizing Contract with University of Rochester for Continuing Development and Sustainment of County's Medical Countermeasure Program
Public Safety Committee; April 22, 2019 - CV: 8-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
(Legislator Halstead declared her interest prior to the vote.)
13. Boyce & Delehanty
Intro. 142
Res. 122
28-0
19-0098 Accepting Grant from United States Department of Justice, United States Marshals Service Western District of New York for United States Marshals Service New York/New Jersey Regional Fugitive Task Force – Rochester Division
Public Safety Committee; April 22, 2019 - CV: 8-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
14. Boyce & Delehanty
Intro. 143
Res. 123
28-0
19-0099 Accepting Grant from United States Department of Justice, United States Attorney, for Organized Crime Drug Enforcement Task Forces State or Local Overtime and Authorized Expense/Strategic Initiative Program
Public Safety Committee; April 22, 2019 - CV: 8-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
15. Zale & Delehanty
Intro. 144
Res. 124
28-0
19-0100 Authorizing Contracts with Veterans Outreach Center and Adecco Medical & Science Staffing, Inc. to Provide Services to Veterans in Rochester Veterans Treatment Court
Human Services Committee; April 23, 2019 - CV: 10-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
16. Zale & Delehanty
Intro. 145
Res. 125
28-0
19-0101 Amending Resolution 378 of 2018 to Amend and Increase Contract with ACM Medical Laboratory, Inc. DBA ACM Global Laboratories to Provide Clinical Laboratory Services for Monroe County Department of Public Health
Human Services Committee; April 23, 2019 - CV: 10-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
17. Zale & Delehanty
Intro. 146
Res. 126
28-0
19-0102 Accepting Grant from New York State Department of Health for High Impact Prevention within Communities of Color Program f/k/a Comprehensive HIV/STI/Hepatitis C Prevention, Particularly in Communities of Color Program and Authorizing Contract with Reliant Staffing Systems, Inc., D.B.A. Career Start
Human Services Committee; April 23, 2019 - CV: 10-0
Ways and Means Committee; April 23, 2019 - CV: 10-0

18. Zale & Delehanty
Intro. 147
Res. 127
28-0
- 19-0103 Authorizing Contract with Nurse-Family Partnership (National Service Office) for Support of Nurse-Family Partnership Program
Human Services Committee; April 23, 2019 - CV: 10-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
19. Zale & Delehanty
Intro. 148
Res. 128
28-0
- 19-0104 Authorizing Contract with Reliant Staffing Systems, Inc., D.B.A. Career Start to Provide Nursing and Health Care Provider Services for Monroe County Department of Public Health
Human Services Committee; April 23, 2019 - CV: 10-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
20. Delehanty & Drawe
Intro. 149
Res. 129
28-0
- 19-0105 Directing Correction, Cancellation and Levy of Certain Monroe County Taxes in the Towns of Brighton, Chili and Greece
Ways and Means Committee; April 23, 2019 - CV: 10-0
21. Delehanty & Drawe
Intro. 150
Res. 130
28-0
- 19-0106 Directing the Refund of Certain Monroe County Taxes Levied and Collected Against Property in Town of Irondequoit
Ways and Means Committee; April 23, 2019 - CV: 10-0
22. Zale & Taylor
Intro. 151
Res. 131
28-0
- 19-0109 Confirming Appointment of Executive Health Director of Monroe Community Hospital
Human Services Committee; April 23, 2019 - CV: 10-0
23. Zale & Delehanty
Intro. 152
Res. 132
28-0
- 19-0110 Accepting Funding from New York State Office of Mental Health for Expansion of Forensic Intervention Team Program and Amending Resolution 385 of 2018 to Authorize Contracts for Provision of Mental Health, Developmental Disabilities, and Alcoholism and Substance Abuse Services in 2019 for Monroe County Office of Mental Health
Human Services Committee; April 23, 2019 - CV: 10-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
24. Zale & Delehanty
Intro. 153
Res. 133
28-0
- 19-0111 Authorizing Contract with Unity Hospital to Operate Jail Diversion Program Drop Off Center
Human Services Committee; April 23, 2019 - CV: 10-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
25. Delehanty & Drawe
Intro. 154
Res. 134
28-0
- 19-0112 Authorizing Settlement of Lawsuit Entitled "Lisa Caruso v. County of Monroe, et. al."
Ways and Means Committee; April 23, 2019 - CV: 10-0
26. Boyce & Delehanty
Intro. 155
Res. 135
28-0
- 19-0113 Accepting Grant from Department of Health and Human Services, Substance Abuse and Mental Health Services Administration (SAMHSA) for SAMHSA Treatment Drug Courts Grant and Authorizing Contract with New York State Unified Court System to Expand Drug Court Services
Public Safety Committee; April 22, 2019 - CV: 8-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
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UNFINISHED BUSINESS

None

PRESENTATION OF PLAQUE

President Dr. Joe Carbone presented a plaque to LaShay D. Harris, former Monroe County Legislator – 27th District, recognizing her service to the Monroe County Legislature.

Upon Motion by Legislator Marianetti, the Legislature Adjourned at 7:01 P.M. until **Tuesday, June 11, 2019 at 6:00 P.M.**

Jack Moffitt
Clerk of the Legislature