

SIXTH DAY

TUESDAY, May 10, 2011

Legislature met pursuant to adjournment.

President Jeffrey R. Adair in the Chair.

ROLL CALL

Present — Legislators Adair, Andrews, Antelli, Barker, Bauroth, Beebe, Cassetti, Colby, Daniele, Drawe, Eckel, Esposito, Gamble, Gumina, Haney, Hanna, Heider, Howland, Kaleh, Lee, Maneiro, McCann, O'Brien, Quatro, Rockow, Tucciarello, Valerio, Yolevich— 28

Absent – Willie J. Lightfoot

Meeting formally opened. At the invitation of Legislator Carmen F. Gumina, Pastor Lee Carlson of the United Methodist Church of Webster delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Anthony J. Daniele.

APPROVAL OF MINUTES

Without objection, the journals of the sessions of Day 4 April 12, 2011 and Day 5, Special Meeting, April 27, 2011 were approved as submitted.

PETITIONS AND COMMUNICATIONS

President Adair recognized and welcomed Fairport Boy Scout Troop 325 to the Chambers. President Adair also congratulated Legislator C. Stephen Eckel on the birth of his baby.

PROCLAMATIONS AND PRESENTATIONS

By the President of the Legislature — Jeffrey R. Adair

Proclaimed Jointly with County Executive Maggie Brooks, President Jeffrey R. Adair and Legislator E. Daniel Quatro, “Dr. Andrew S. Doniger” on being chosen as the 2011 Edward Mott Moore award recipient by the Monroe County Medical Society.

Read and Filed.

Recognized Jointly with Legislators John J. Howland and Anthony J. Daniele, “Laurie Cappadonia” on being named the Basic Life Support Provider of the Year by the Monroe-Livingston Regional Emergency Medical Services Council.

Read and Filed.

Recognized Jointly with Legislator Glenn J. Gamble “Jack’s Fish Market” for over 55 years of dedicated service as a small business owner in the City of Rochester.

Read and Filed.

Recognized Jointly with Legislator Travis R. Heider “Monro Litho” for their dedication to sustainable business practices.

Read and Filed.

Recognized Jointly with Legislators Joshua P. Bauroth and Paul E. Haney, “St. Boniface Parish” for 150 years of dedicated service to the Catholic community of southeast Rochester.

Read and Filed.

RECESS

President Adair recessed the meeting to allow for three Public Hearings entitled...

“Authorizing Increase and Improvement of Facilities in Rochester Pure Waters District-Frank E. VanLare Electrical System Improvements” No speakers addressed the Legislature and the hearing concluded at 6:31 P.M.

“Authorizing Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. VanLare Aeration System Improvements” No speakers addressed the Legislature and the hearing concluded at 6:31 P.M.

“Authorizing Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. VanLare Primary Tank Improvements” No speakers addressed the Legislature and the hearing concluded at 6:31 P.M.

“Authorizing Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District – General Pump Station and Interceptor Improvements” No speakers addressed the Legislature and the hearing concluded at 6:32 P.M.

“Authorizing Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District – Pinnacle Road Pump Station Improvements” No speakers addressed the Legislature and the hearing concluded at 6:32 P.M.

“Authorizing Increase and Improvement of Facilities in Northwest Quadrant Pure Waters District – General Pump Station and Interceptor Improvements” No speakers addressed the Legislature and the hearing concluded at 6:32 P.M.

“Authorizing Increase and Improvement of Facilities in Gates-Chili-Ogden Sewer District – General Collection System Improvements” No speakers addressed the Legislature and the hearing concluded at 6:32 P.M.

“Amending Monroe County Charter and Administrative Code Relating to Legislative District Boundaries and Term of Office of Members of County Legislature” Three speakers addressed the Legislature and the hearing concluded at 6:40 P.M.

RECONVENING LEGISLATURE

President Adair reconvened the recessed meeting of May 10, 2011 and proceeded under the Usual Order of Business.

FORMAL COMMITTEE REPORTS

President Adair introduced the Plant of the Month, Lilacs, in honor of the upcoming Lilac Festival.

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Four speakers addressed the Legislature and the Open Forum concluded at 6:42 P.M.

RECESS

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

RECONVENING LEGISLATURE

President Adair reconvened the recessed meeting of May 10, 2011 and proceeded under the Usual Order of Business.

CONSIDERSATION OF LOCAL LAWS

1. Yolevich & Howland
Intro. 163
11-0100LL Local Law Entitled "Amending the Monroe County Charter Regarding Legislative Work Program Reform"
Agenda Charter Committee, April 25, 2011, CV – 3-2
(For Introductory Purposes Only)
2. Yolevich & Howland
Intro. 164
M. 31
28-0
11-0100LL Providing that Local Law (No. 163 of 2011) Entitled "Amending the Monroe County Charter Regarding Legislative Work Program Reform," Be Tabled
3. Yolevich & Howland
Intro. 165
Res. 123
28-0
11-0100LL Fixing a Public Hearing on Local Law (Intro. No. 163 of 2011) Entitled "Amending the Monroe County Charter Regarding Legislative Work Program Reform"
(Public Hearing is Scheduled for Tuesday, June 14, 2011, at 6:15pm)
4. Yolevich & Howland
Intro. 166
11-0106LL Local Law Entitled "Restricting Disruptive Protesting Activities at Funeral Related Events"
Agenda Charter Committee, April 25, 2011, CV – 5-0
(For Introductory Purposes Only)
5. Yolevich & Howland
Intro. 167
M. 32
28-0
11-0106LL Providing that Local Law (No. 166 of 2011) Entitled "Restricting Disruptive Protesting Activities at Funeral Related Events," Be Tabled
6. Yolevich & Howland
Intro. 168
Res. 124
28-0
11-0106LL Fixing a Public Hearing on Local Law (No. 166 of 2011), Entitled " Restricting Disruptive Protesting Activities at Funeral Related Events"
(Public Hearing is Scheduled for Tuesday, June 14, 2011, at 6:16pm)

CONSIDERATION OF MOTIONS, RESOLUTIONS AND NOTICES

7. Cassetti & Daniele
Intro. 169
M. 33
28-0
11-0073 Providing that Resolution (Intro No. 124 of 2011), Entitled "Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. VanLare Electrical System Improvements," Be Lifted from the Table

8. Cassetti & Daniele
Intro. 170
M.34
- 11-0073 Providing that Resolution (Intro No. 124 of 2011), Entitled “Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. VanLare Electrical System Improvements,” Be Adopted
- Intro. 171
M. 35
12-16 F
- Haey/Kaleh
A Motion to Amend Intro. 170 to read as follows:
- Section 1.** To insert a new section five to read as follows:
- “Section 5. The \$1,000,000 of net asset balance in the Rochester Pure Waters District is hereby appropriated and authorize the Controller to transfer the \$1,00,000 to capital fund 1553 for the increase and improvement of facilities in the Rochester Pure Waters District,”
- Section 2.** To renumber Section 5 to 6; Section 6 to 7; Section 7 to 8; and Section 8 to 9.
- Intro. 170
M. 34
28-0
- Be Adopted
- Intro. 124
Res. 125
28-0
- Main Motion
9. Cassetti & Daniele
Intro. 172
Res. 126
22-6
- 11-0073br Resolution Authorizing the Issuance of \$2,000,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Improvements to the Electrical System at the Frank E. Vanlare Waste Water Treatment Plant Of the Rochester Pure Waters District In and for Said County, and Superseding the Bond Resolution Adopted on May 11, 2010 (Resolution No. 107 of 2010)
(Legislators Eckel, Gamble, Haney Kaleh, Lee and Maneiro voted in the negative)
10. Cassetti & Daniele
Intro. 173
M. 36
28-0
- 11-0075 Providing that Resolution (Intro No. 127 of 2011), Entitled “Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. VanLare Aeration System Improvements,” Be Lifted from the Table
11. Cassetti & Daniele
Intro. 174
M. 37
28-0
- 11-0075 Providing that Resolution (Intro No. 127 of 2011), Entitled “Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. VanLare Aeration System Improvements,” Be Adopted
- Intro. 127
Res. 127
28-0
- Main Motion
12. Cassetti & Daniele
Intro. 175
Res. 128
28-0
- 11-0075br Resolution Authorizing the Issuance of \$7,000,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Replacement of the Aeration System of the Frank E. Vanlare Waste Water Treatment Plant in the Rochester Pure Waters District, In and for Said County, at an Estimated Maximum Cost of \$7,000,000 and Superseding the Bond Resolution Adopted on May 11, 2010 (Resolution No. 109 of 2010)
13. Cassetti & Daniele
Intro. 176
M. 38
28-0
- 11-0077 Providing that Resolution (Intro. No. 130 of 2011), Entitled “Approving Increase and Improvement Facilities in Rochester Pure Waters District – Frank E. VanLare Primary Tank Improvements,” Be Lifted from the Table

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| 14. Cassetti & Daniele
Intro. 177
M. 39
28-0

Intro. 130
Res. 129
28-0 | 11-0077 | Providing that Resolution (Intro. No. 130 of 2011), Entitled “Approving Increase and Improvement Facilities in Rochester Pure Waters District – Frank E. VanLare Primary Tank Improvements,” Be Adopted

Main Motion |
| 15. Cassetti & Daniele
Intro. 178
Res. 130
28-0 | 11-0077br | Resolution Authorizing the Issuance of \$2,000,000 Bonds of the County of Monroe, New York, to Finance the Cost of Improvements to Primary Tanks of the Rochester Pure Water District Frank E. Vanlare Waste Water Treatment Plant, In and for Said County, at an Estimated Maximum Cost of \$2,000,000 |
| 16. Cassetti & Daniele
Intro. 179
M. 40
28-0 | 11-0079 | Providing that Resolution (Intro. No. 133 of 2011), Entitled “Approving Increase and Improvement of Facilities in Irondequoit Bay South Central Pure Waters District –General Pump Station and Interceptor Improvements,” Be Lifted from the Table v |
| 17. Cassetti & Daniele
Intro. 180
M. 41
28-0

Intro. 133
Res. 131
28-0 | 11-0079 | Providing that Resolution (Intro. No. 133 of 2011), Entitled “Approving Increase and Improvement of Facilities in Irondequoit Bay South Central Pure Waters District –General Pump Station and Interceptor Improvements,” Be Adopted

Main Motion |
| 18. Cassetti & Daniele
Intro. 181
Res. 132
28-0 | 11-0079br | Resolution Authorizing the Issuance of \$1,000,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Improvement of the Facilities of the Irondequoit Bay South Central Pure Waters District, Consisting of General Pump Station and Interceptor Improvements, In and for Said County, and Superseding the Bond Resolution Adopted on May 11, 2010 (Resolution No. 113 of 2010) |
| 19. Cassetti & Daniele
Intro. 182
M. 42
28-0 | 11-0081 | Providing that Resolution (Intro. No. 136 of 2011), Entitled “Approving Increase and Improvement of Facilities in Irondequoit Bay South Central Pure Waters District – Pinnacle Road Pump Station Improvements,” Be Lifted from the Table |
| 20. Cassetti & Daniele
Intro. 183
M. 43
28-0

Intro. 136
Res. 133
28-0 | 11-0081 | Providing that Resolution (Intro. No. 136 of 2011), Entitled “Approving Increase and Improvement of Facilities in Irondequoit Bay South Central Pure Waters District – Pinnacle Road Pump Station Improvements,” Be Adopted

Main Motion |
| 21. Cassetti & Daniele
Intro. 184
Res. 134
28-0 | 11-0081br | Resolution Authorizing the Issuance of \$1,000,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Improvements to the Facilities of the Irondequoit Bay South Central Pure Waters District, Including Improvements to the District’s Pinnacle Road Pump Station, In and for Said County |

22. Cassetti & Daniele
Intro. 185
M. 44
28-0
- 11-0083 Providing that Resolution (Intro. No. 139 of 2011), Entitled “Approving Increase and Improvement of Facilities in Northwest Quadrant Pure Waters District – General Pump Station and Interceptor Improvements,” Be Lifted from the Table
23. Cassetti & Daniele
Intro. 186
M. 45
28-0
- 11-0083 Providing that Resolution (Intro. No. 139 of 2011), Entitled “Approving Increase and Improvement of Facilities in Northwest Quadrant Pure Waters District – General Pump Station and Interceptor Improvements,” Be Adopted
- Intro. 139
Res. 135
28-0
- Main Motion
24. Cassetti & Daniele
Intro. 187
Res.136
28-0
- 11-0083br Resolution Authorizing the Issuance of \$500,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Improvements to the Facilities of the Northwest Quadrant Pure Waters District, Including General Improvements to Various Pump Stations and Interceptors in the District, In and for Said County
25. Cassetti & Daniele
Intro. 188
M. 46
28-0
- 11-0085 Providing that Resolution (Intro. No. 142 of 2011) Entitled “Approving Increase and Improvement Facilities in Gates-Chili-Ogden Sewer District – General Collection System Improvements,” Be Lifted from the Table
26. Cassetti & Daniele
Intro. 189
M. 47
28-0
- 11-0085 Providing that Resolution (Intro. No. 142 of 2011) Entitled “Approving Increase and Improvement Facilities in Gates-Chili-Ogden Sewer District – General Collection System Improvements,” Be Adopted
- Intro. 142
Res. 137
28-0
- Main Motion
27. Cassetti & Daniele
Intro. 190
Res. 138
28-0
- 11-0085br Resolution Authorizing the Issuance of \$1,000,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Improvement of Facilities of the Gates-Chili-Ogden Sewer District Consisting of General Collection System Improvements, In and for Said County, and Superseding the Bond Resolution Adopted on May 11, 2010 (Resolution No. 119 of 2010)
28. Yolevich & Howland
Intro. 191
- 11-0099 Adopting 2011 Annual Work Program for the Monroe County Legislature Agenda Charter Committee, April 25, 2011, CV – 5-0
- Intro. 192
M. 48
28-0
- Quatro/Drawe
Motion to Table Intro. No. 191 of 2011
29. Yolevich & Howland
Intro. 193
Res. 139
28-0
- 11-0101 Appointment to Cooperative Extension Association of Monroe County

30. Yolevich & Howland
Intro. 194
Res. 140
28-0
- 11-0102 Appointment to Environmental Management Council
31. Howland & Daniele
Intro. 195
Res. 141
28-0
- 11-0107 Authorizing Contract with Greater Rochester Enterprise for General Operating Expenses Planning and Economic Development, April 25, 2011, CV – 5-0
Ways and Means Committee; April 27, 2011, CV – 11-0
32. Hanna & Daniele
Intro. 196
Res. 142
28-0
- 11-0108 Accepting Grant from New York State Division of Homeland Security and Emergency Services, Office of Emergency Management, for Citizen Corps Grant Program; Authorizing Contract With Monroe Community College
Public Safety Committee; April 25, 2011, CV – 5-0
Ways and Means Committee; April 27, 2011, CV – 11-0
33. Valerio & Daniele
Intro. 197
Res. 143
28-0
- 11-0109 Accepting Offer and Payment for Appropriation by State of New York of Property at Monroe Community College in Town of Brighton
Recreation and Education Committee; April 26, 2011, CV – 4-0
Ways and Means Committee; April 27, 2011, CV – 11-0
34. Valerio & Daniele
Intro. 198
Res. 144
28-0
- 11-0110 Authorizing License Agreement with Lilac Festival, Inc. to Produce Lilac Festival in Highland Park
Recreation and Education Committee; April 26, 2011, CV – 4-0
Ways and Means Committee; April 27, 2011, CV – 11-0
35. Gumina & Valerio,, Cassetti, Daniele
Intro. 199
Res. 145
28-0
- 11-0111 Authorizing Contract with Passero Associates for Professional Engineering Services for Webster Park Master Plan Improvements Project
Recreation and Education Committee; April 26, 2011, CV – 4-0
Environment and Public Works Committee; April 27, 2011, CV – 7-0
Ways and Means Committee; April 27, 2011, CV – 11-0
36. Drawe & Daniele
Intro. 200
Res. 146
28-0
- 11-0112 Accepting Grant from National Association of County and City Health Officials for Medical Reserve Corps Capacity Building Program
Human Services Committee; April 26, 2011, CV – 7-0
Ways and Means Committee; April 27, 2011, CV – 11-0
37. Drawe & Daniele
Intro. 201
Res. 147
28-0
- 11-0113 Accepting Grant from Health Research Incorporated for Beach Sanitary Survey Project
Human Services Committee; April 26, 2011, CV – 6-0
Ways and Means Committee; April 27, 2011, CV – 11-0
38. Drawe & Daniele
Intro. 202
Res. 148
28-0
- 11-0114 Accepting Resolution 288 of 2010 to Accept Additional Funding from New York State Department of Health for Sexually Transmitted Disease in Jails Program
Human Services Committee; April 26, 2011, CV – 6-0
Ways and Means Committee; April 27, 2011, CV – 11-0
39. Drawe & Daniele
Intro. 203
Res. 149
28-0
- 11-0115 Amending Resolution 288 of 2010 to Accept Funding from New York State Department of Health for Sexually Transmitted Disease Intervention Program
Human Services Committee; April 26, 2011, CV – 6-0
Ways and Means Committee; April 27, 2011, CV – 11-0

40. Drawe & Daniele
Intro. 204
Res. 150
28-0
- 11-0116 Amending Resolution 22 of 2010 to Accept Additional Funding from New York State Department of Health for Public Health Campaign Program
Human Services Committee; April 26, 2011, CV – 6-0
Ways and Means Committee; April 27, 2011, CV – 11-0
41. Cassetti & Daniele
Intro. 205
Res. 151
28-0
- 11-0117 Authorizing Contract with Clough Harbour & Associates, LLP for Design Services for Taxiway E and Taxiway D Improvements – Phase I Project at Greater Rochester International Airport
Environment and Public Works Committee; April 27, 2011, CV – 7-0
Ways and Means Committee; April 27, 2011, CV – 11-0
42. Cassetti & Daniele
Intro. 206
Res. 152
28-0
- 11-0118 Authorizing Contract with ALS Services USA, Corporation to Provide Oil Analysis Testing Term Services
Environment and Public Works Committee; April 27, 2011, CV – 7-0
Ways and Means Committee; April 27, 2011, CV – 11-0
43. Cassetti & Daniele
Intro. 207
Res. 153
28-0
- 11-0120 Authorizing Contracts with Villager Construction, Inc., Schuler-Haas Electrical Corp., Le-Claire Fleming Mechanical Contractors, Inc., and Crosby-Brownlie, Inc. for Construction Services for Irondequoit Bay South Central Pure Waters District Pinnacle Road Pump Station Improvements Project
Environment and Public Works Committee; April 27, 2011, CV – 7-0
Ways and Means Committee; April 27, 2011, CV – 11-0
44. Cassetti & Daniele
Intro. 208
Res. 154
28-0
- 11-0122 Authorize Filing of Application for State Grant-In-Aid and Execution of New York State Contract for Landfill Gas Management Project
Environment and Public Works Committee; April 27, 2011, CV – 7-0
Ways and Means Committee; April 27, 2011, CV – 11-0
45. Cassetti & Antelli,
Daniele
Intro. 209
Res. 155
28-0
- 11-0123 Amending Resolution 289 of 2009 Increasing Amount of Intermunicipal Agreement With City of Rochester
Environment and Public Works Committee; April 27, 2011, CV – 7-0
Intergovernmental Relations Committee; April 26, 2011, CV – 5-0
Ways and Means Committee; April 27, 2011, CV – 11-0
46. Cassetti & Antelli,
Daniele
Intro. 210
Res. 156
28-0
- 11-0123br Resolution Authorizing the Issuance of \$5,314,000 Bonds of the County of Monroe, New York, to Finance the Cost of Design and Construction of Alternative-Fuel Dispensing Stations as Part of the Monroe County Multi-Agency Green Fueling Stations Project In and for Said County
Environment and Public Works Committee; April 27, 2011, CV – 7-0
Intergovernmental Relations Committee; April 26, 2011, CV – 5-0
Ways and Means Committee; April 27, 2011, CV – 11-0
47. Cassetti & Daniele
Intro. 211
Res. 157
28-0
- 11-0124 Amending the 2011-2016 Capital Improvement Program to Add Project Entitled “Mill Seat Landfill Gas Plant 2;” Authorizing Applications to United States Government to Seek Allocations to Issue Clean Renewable Energy Bonds and/or Qualified Energy Conservation Bonds and New York Power Authority for Financing of Project; Accepting Grant from United States Department of Energy; Authorizing Professional Services Contract with John W. Danforth Company
Environment and Public Works Committee; April 27, 2011, CV – 7-0
Ways and Means Committee; April 27, 2011, CV – 11-0
48. Cassetti & Daniele
Intro. 212
Res. 158
28-0
- 11-0124br Resolution Authorizing the Issuance of \$1,000,000 Bonds of the County of Monroe, New York, to Finance the Cost of Planning and Design of the Proposed Mill Seat Landfill Gas Plant 2 Project In and for Said County
Environment and Public Works Committee; April 27, 2011, CV – 7-0
Ways and Means Committee; April 27, 2011, CV – 11-0

49. Colby & Daniele
Intro. 213
Res. 159
28-0
- 11-0125 Authorizing Contracts with Popli Design Group for Engineering Services and New York State Department of Transportation for Edgewood Avenue Bridge at Allen Creek Project in Town of Brighton
Transportation Committee; April 27, 2011, CV – 9-0
Ways and Means Committee; April 27, 2011, CV – 11-0
50. Colby & Daniele
Intro. 214
Res. 160
28-0
- 11-0126 Authorizing Contract for Engineering Services with Collins Engineers, P.C. for Salt Road Culvert at Fourmile Creek Tributary Project in Town of Webster
Transportation Committee; April 27, 2011, CV – 9-0
Ways and Means Committee; April 27, 2011, CV – 11-0
51. Daniele & Yolevich
Intro. 215
Res. 161
28-0
- 11-0127 Directing Correction, Cancellation and Levy of Certain Monroe County Taxes in City of Rochester and Towns of Chili, Irondequoit and Webster
Ways and Means Committee; April 27, 2011, CV – 11-0
52. Daniele & Yolevich
Intro. 216
Res. 162
28-0
- 11-0128 Directing the County Treasurer to Cause to be Published and Printed in the Rochester Democrat and Chronicle the List of Lands Charged with Unpaid Taxes, Pursuant to Chapter 441 of the Laws of 1938, as Amended
Ways and Means Committee; April 27, 2011, CV – 11-0
53. Yolevich & Howland
Intro. 217
Res. 163
28-0
- 11-0129 Confirming Reappointment of Commissioner of Human Services
Agenda Charter Committee; April 25, 2011, CV – 5-0
54. Daniele & Yolevich
Intro. 218
Res. 164
28-0
- 11-0132 Authorizing Settlement of Lawsuit Entitled “Vincent B. Betette, Jr., Individually and as the Administrator of the Estate of Vincent B. Betette, Sr. V. County of Monroe and Monroe Community Hospital”
Ways and Means Committee; April 27, 2011, CV – 11-0
55. Quatro & McCann
Intro. 219
M. 49
28-0
- 11-0131LL Providing that Local Law (Intro. No. 160 of 2011), Entitled “Amending Monroe County Charter and Administrative Code Relating to Legislative District Boundaries and Term of Office of Members of County Legislature,” Be Lifted from the Table
56. Quatro & McCann
Intro. 220
M. 50
- 11-0131LL Providing that Local Law (Intro. No. 160 of 2011), Entitled “Amending Monroe County Charter and Administrative Code Relating to Legislative District Boundaries and Term of Office of Members of County Legislature,” Be Adopted
- Intro. 221
M. 51
12-16 F
- Bauroth/Eckel
Motion to Sever Intro. No. 220 to read as follows:

Providing that Item #56 Referral #11-0131LL “Amending Monroe County Charter and Administrative Code Relating to Legislative District boundaries and Term of Office of Members of County Legislature ,” BE SEVERED

Be it Moved that Item #56 Referral #11-0131LL be severed to remove the following into a separate main motion:

Section 5. Section C2-2 of the Monroe County Charter is hereby amended by adding a new Section C2-2D, to read as follows:

D. Term. The term of office of the members of the County Legislature shall begin on the first day of January next following their election. All Legislators shall be elected for a term of four years at the general election to be held in the year two thousand eleven (2011). Subject to the conditions set forth in Section C2-2A (3) (b) and (c), all Legislators shall be elected for a term of four years at the general election to be held in the year two thousand fifteen (2015), and all Legislators shall be elected for a term of two years at the general election to be held in the year two thousand nineteen (2019). Their term of office for all members of the County Legislature set forth in this Section C2-D, shall terminate on the thirty first day of December in the year two thousand twenty-one (2021), and thereafter, the term of office for all members of the County Legislature, beginning with the general election to be held in the year two thousand twenty-one (2021), shall be in accordance with the plan set forth in Section C2-2D.

Section 6. Section C2-2C(2) (c) is amended by deleting “this Section Cs-2C” from the last line and inserting “Section C2-2D.”

(Legislators O'Brien, Andrews, Baurath, Beebe, Eckel, Esposito, Gamble, Haney, Heider Kaleh, Lee and Maneiro voted in the positive)

Intro. 222
M. 52
12-16 F

Andrews/Esposito
Motion to Amend Intro. No.220 to read as follows:

Be It Moved, that Agenda Item 56 be amended as follows:

Section 1. Section 5 of the Local Law shall be deleted and the following shall be inserted in its place:

Section 5. Section C2-2 of the Monroe County Charter is hereby amended by adding a new §C2-2D, to read as follows:

- D. Term. The term of office of the members of the County Legislature shall begin on the first day of January next following their election. Subject to the conditions set forth in §C2-2A(3)(b) and (c), commencing with the general election to be held in the year 2011, County Legislators shall be elected to staggered terms of two and four years in accordance with the following plan:
1. The 29 County legislative districts shall be divided into two groups: Group 1 to consist of 15 legislative districts and Group 2 to consist of 14 legislative districts. The determination of which legislative districts shall be included in each of said groups shall be made by lot, the drawing for which shall be conducted by the County Election Commissioners in a manner to be determined by said Election Commissioners.
 2. The terms of office of Legislators elected from the two groups of legislative districts shall be as follows:
 - (a) Group 1. The County Legislators elected from County legislative districts included in Group 1 shall be elected for a term of four years at the general election to be held in the year 2011, a term of four years at the general election to be held in the year 2015, and for a term of two years at the general election to be held in the year 2019.
 - (b) Group 2. County Legislators elected from County legislative districts included in Group 2 shall be elected for a term of two years at the general election to be held in the year 2011, a term of four years at the general election to be held in the year 2013, and for a term of four years at the general election to be held in the year 2017.

- (c) The term of office for all members of the County Legislature set forth in this §C2-2(D) shall terminate on the 31st day of December in the year 2021, and thereafter, the term of office for all members of the County Legislature, beginning with the general election to be held in the year 2011, shall be in accordance with the plan set forth in this §C2-2(D).

(Legislators O'Brien, Andrews, Bauroth, Beebe, Eckel, Esposito, Gamble, Haney, Heider Kaleh, Lee and Maneiro voted in the positive)

(President Adair granted a brief recess at the request of Legislator Quatro)

Intro. 220
M. 50
21-7

Be Adopted

(Legislators Andrews, Beebe, Eckel, Esposito, Haney, Kaleh and Maneiro voted in the negative)

Intro. 160
Local Law TBA
21-7

Main Motion

(Legislators Andrews, Beebe, Eckel, Esposito, Haney, Kaleh and Maneiro voted in the negative)

Matter of Urgency

57. Drawe &
Rockow
Intro. 223
Res. 165
28-0

11-0161 Confirming Nominations for Young Citizens of the Year and Willie Lightfoot Youth Advocate of the Year

UNFINISHED BUSINESS

Upon Motion by Legislator E. Daniel Quatro, the Legislature adjourned at 8:44 p.m. until Tuesday, June 14, 2011 at 6:00 p.m.

CHERYL M. ROZZI
Clerk of the Legislature