

**EIGHTH DAY**

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**TUESDAY, AUGUST 13, 2019**

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Legislature met pursuant to adjournment.

President Dr. Joe Carbone in the Chair.

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**ROLL CALL**

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

Absent – Sheppard – 1

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The meeting formally opened. Prayer led by Reverend James Simmons, Baber African Methodist Episcopal Church, at the invitation of Legislator Sabrina A. LaMar. The Pledge of Allegiance to the Flag was led by Legislator John Lightfoot.

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**IN MEMORIAM**

49. Marianetti & Kaleh Intro. 219 Res. 179 28-0	19-0199	Expressing Regret of the Monroe County Legislature on the Recent Passing of Legislator Paul E. Haney, Former Representative for the 23rd District Matter of Urgency
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50. Marianetti & Kaleh Intro. 220 Res. 180 28-0	19-0200	Expressing Regret of the Monroe County Legislature on the Recent Passing of Former State Supreme Court Justice, The Honorable Judge Richard Rosenbaum Matter of Urgency
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**APPROVAL OF MINUTES**

Without objection, the Journal of Day 7, July 9, 2019 was approved as submitted.

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**PETITIONS AND COMMUNICATIONS**

*None*

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**PROCLAMATIONS**

**By the President of the Legislature – Dr. Joe Carbone**

**Recognized jointly with County Executive Cheryl Dinolfo, 5/6 Irondequoit Youth Lacrosse Program, for their hard work and success during their championship season.**

Read and Filed.

**Recognized jointly with County Executive Cheryl Dinolfo, proclaiming Tuesday, August 13, 2019 to be Paramedics Day, in honor of all paramedics in Monroe County.**

Read and Filed.

**Recognized jointly with Legislator Joseph D. Morelle, Jr., Rick Gause, for his work to provide care and comfort to those battling Alzheimer's disease.**

Read and Filed.

**Recognized jointly with Legislator Karla F. Boyce, Legislator John Howland, and Legislator Howard Maffucci, Pittsford Mendon Boys Tennis Team, on winning the 2019 Section V Class B Title.**

Read and Filed.

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### RECESS

President Carbone recessed the meeting to allow for a series of Public Hearings entitled...

*"Enacting a Local Law Authorizing Sale of a Surplus Parcel of Real Property Owned by Monroe County Located at 342-344 East Henrietta Road, City of Rochester, New York to L & L Residential Rochester, LLC"*

*"Approving Increase and Improvement of Facilities in Rochester Pure Waters District - Frank E. Van Lare Wastewater Treatment Plant Secondary Clarifier Improvements"*

*"Approving Increase and Improvement of Facilities in Rochester Pure Waters District - Frank E. Van Lare Wastewater Treatment Plant Electrical System Improvements"*

No speakers addressed the Legislature and the Public Hearing concluded at 6:31 P.M.

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### RECONVENING LEGISLATURE

President Carbone reconvened the recessed meeting of August 13, 2019 and proceeded under the Usual Order of Business.

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### FORMAL COMMITTEE REPORTS

*None*

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### PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. There were thirteen speakers and the Open Forum concluded at 7:03 P.M.

*(Note: Legislators Felder and Morelle, Jr. exited the Chambers during the Public Forum.)*

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### RECESS

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

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## RECONVENING LEGISLATURE

President Carbone reconvened the recessed meeting of August 13, 2019 and proceeded under the Usual Order of Business.

*(Note: Legislators Felder and Morelle, Jr. entered the Chambers.)*

### CONSIDERATION OF LOCAL LAWS

- |  |            |   |
|--|------------|---|
| Intro. 221<br>M. 40<br>28-0                              |            | Marianetti/Kaleh<br>Motion to Move Agenda As a Whole from Item Nos. 1-47, Except No. 43<br>Be It Moved, that agenda items 1-47, except for Agenda Item #43, for the August 13, 2019 Full Legislature Meeting be moved as a whole and voted on simultaneously by casting a unanimous vote by the Legislature Body. |
| 1. Taylor &<br>Delehanty<br>Intro. 222<br>M. 41<br>28-0  | 19-0160.LL | Providing that Local Law (Intro. No. 184 of 2019), Entitled "Enacting a Local Law Authorizing Sale of a Surplus Parcel of Real Property Owned by Monroe County Located at 342-344 East Henrietta Road, City of Rochester, New York to L & L Residential Rochester, LLC," Be Lifted from the Table                 |
| 2. Taylor &<br>Delehanty<br>Intro. 223<br>M. 42<br>28-0  | 19-0160.LL | Providing that Local Law (Intro. No. 184 of 2019), Entitled "Enacting a Local Law Authorizing Sale of a Surplus Parcel of Real Property, Owned by Monroe County Located at 342-344 East Henrietta Road, City of Rochester, New York to L & L Residential Rochester, LLC "Be Adopted                               |
| Intro. 184<br>Local law TBA<br>28-0                      |            | Main Motion   |
| 3. Brew &<br>Delehanty<br>Intro. 224                     | 19-0197.LL | Enact a Local Law Entitled "Regulation of Grease Trap Covers in Monroe County" Matter of Urgency For Introductory Purposes Only   |
| 4. Brew &<br>Delehanty<br>Intro. 225<br>M. 43<br>28-0    | 19-0197.LL | Providing that Local Law (Intro. No. 224 of 2019), Entitled "Regulation of Grease Trap Covers in Monroe County," Be Tabled  |
| 5. Brew &<br>Delehanty<br>Intro. 226<br>Res. 181<br>28-0 | 19-0197.LL | Fixing a Public Hearing on Local Law (Intro No. 224 of 2019) Entitled "Regulation of Grease Trap Covers in Monroe County"<br><i>Public Hearing Scheduled for Tuesday, September 10, 2019 at 6:15 P.M.</i>   |

### MOTIONS, RESOLUTIONS AND NOTICES

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| 6. DiFlorio &<br>Boyce<br>Intro. 227<br>M. 44<br>28-0 | 19-0149 | Providing that Resolution (Intro. No. 191 of 2019), Entitled "Authorizing Additions Western Monroe County Agricultural District," Be Lifted from the Table |
| 7. DiFlorio &<br>Boyce<br>Intro. 228<br>M. 45<br>28-0 | 19-0149 | Providing that Resolution (Intro. No. 191 of 2019), Entitled "Authorizing Additions Western Monroe County Agricultural District," Be Adopted               |

		Intro. 191 Res. 182 28-0	Main Motion
8.	Terp & Delehanty Intro. 229 M. 46 28-0	19-0162	Providing that Resolution (Intro. No. 209 of 2019) Entitled "Approving Monroe Community College's 2019-2020 Operating Budget," Be Lifted from the Table
9.	Terp & Delehanty Intro. 230 M. 47 28-0	19-0162	Providing that Resolution (Intro. No. 209 of 2019) Entitled "Approving Monroe Community College's 2019-2020 Operating Budget," Be Adopted
		Intro. 209 Res. 183 28-0	Main Motion
10.	Brew & Delehanty Intro. 231 M. 48 28-0	19-0163	Providing that Resolution (Intro. 212 of 2019), Entitled "Approving Increase and Improvement of Facilities in Rochester Pure Waters District - Frank E. Van Lare Wastewater Treatment Plant Secondary Clarifier Improvements, Amend the 2019 Capital Budget and Bond Resolution 13 of 2019 to Provide an Increase in Funding," Be Lifted from the Table
11.	Brew & Delehanty Intro. 232 M. 49 28-0	19-0163	Providing that Resolution (Intro. 212 of 2019), Entitled "Approving Increase and Improvement of Facilities in Rochester Pure Waters District - Frank E. Van Lare Wastewater Treatment Plant Secondary Clarifier Improvements, Amend the 2019 Capital Budget and Bond Resolution 13 of 2019 to Provide an Increase in Funding," Be Adopted
		Intro. 212 Res. 184 28-0	Main Motion
12.	Brew & Delehanty Intro. 233 Res. 185 28-0	19-0163.br	Resolution Authorizing the Issuance of \$5,000,000 Bonds of the County of Monroe, New York, to Finance Costs of the Frank E. Van Lare Wastewater Treatment Plant Secondary Clarifier Improvements, in and for said County, at an Estimated Maximum Cost of \$5,000,000 and Superseding the Bond Resolution Adopted on January 8, 2019 (Resolution No. 13 of 2019).
13.	Brew & Delehanty Intro. 234 M. 50 28-0	19-0165	Providing that Resolution (Intro. 215 of 2019), Entitled "Approving Increase and Improvement of Facilities in Rochester Pure Waters District - Frank E. Van Lare Wastewater Treatment Plant Electrical System, Improvements, Amend the 2019 Capital Budget and Bond Resolution 11 of 2019 to Provide an Increase in Funding," Be Lifted from the Table
14.	Brew & Delehanty Intro. 235 M. 51 28-0	19-0165	Providing that Resolution (Intro. 215 of 2019), Entitled "Approving Increase and Improvement of Facilities in Rochester Pure Waters District - Frank E. Van Lare Wastewater Treatment Plant Electrical System Improvements, Amend the 2019 Capital Budget and Bond Resolution 11 of 2019 to Provide an Increase in Funding," Be Adopted
		Intro. 215 Res. 186 28-0	Main Motion

15. Brew & Delehanty  
Intro. 236  
Res. 187  
28-0  
19-0165.br Resolution Authorizing the Issuance of \$16,500,000 Bonds of the County of Monroe, New York, to Finance Costs of the Frank E. Van Lare Wastewater Treatment Plant Electrical System Improvements, in and for said County, at an Estimated Maximum Cost of \$16,500,000 and Superseding the Bond Resolution Adopted on January 8, 2019 (Resolution No. 11 of 2019).
16. Taylor & Terp  
Intro. 237  
Res. 188  
28-0  
19-0168 Confirming Reappointment to Board of Trustees of the Monroe County Library System
17. DiFlorio & Delehanty  
Intro. 238  
Res. 189  
28-0  
19-0170 Authorizing Contract with Greater Rochester Housing Partnership, Inc., Monroe 1 BOCES, Monroe 2 Orleans BOCES, and Contractor Selected by BOCES and Greater Rochester Housing Partnership, Inc. for Acceptance of Pre-Fabricated House(s) to be Relocated to Real Property Owned by Monroe County for Hands-On-Construction Trades Training Pursuant to Make Monroe Home Program  
Planning and Economic Development Committee; July 22, 2019 - CV: 5-0  
Ways and Means Committee; July 23, 2019 - CV: 11-0
18. Boyce & Delehanty  
Intro. 239  
Res. 190  
28-0  
19-0171 Accepting Grant from New York State Division of Criminal Justice Services for District Attorney's Office, Office of Sheriff, and Department of Public Safety, Office of Probation and Community Corrections, for Gun Involved Violence Elimination Partnership  
Public Safety Committee; July 22, 2019 - CV: 8-0  
Ways and Means Committee; July 23, 2019 - CV: 11-0
19. Boyce & Delehanty  
Intro. 240  
Res. 191  
28-0  
19-0172 Accepting Statewide Expansion of Hurrell-Harring Project Grant from New York State Office of Indigent Legal Services for Offices of the Public Defender and Conflict Defender for Provision of Indigent Legal Services and Authorizing Contract with Pre-Trial Services Corporation of Monroe County Bar Association for Next Court Date Reminder Program and Failure to Appear Program  
Public Safety Committee; July 22, 2019 - CV: 8-0  
Ways and Means Committee; July 23, 2019 - CV: 11-0
20. Boyce & Delehanty  
Intro. 241  
Res. 192  
28-0  
19-0173 Amending 2019-2024 Capital Improvement Program to Add Project Entitled "Public Safety Training Center Storage Facility"  
Public Safety Committee; July 22, 2019 - CV: 8-0  
Ways and Means Committee; July 23, 2019 - CV: 11-0
21. Boyce & Delehanty  
Intro. 242  
Res. 193  
28-0  
19-0173.br Resolution Authorizing the Issuance of \$550,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Public Safety Training Center Storage Facility, in and for Said County, at an Estimated Maximum Cost of \$550,000  
Public Safety Committee; July 22, 2019 - CV: 8-0  
Ways and Means Committee; July 23, 2019 - CV: 11-0
22. Hebert & Boyce  
Delehanty  
Intro. 243  
Res. 194  
28-0  
19-0174 Authorizing Intermunicipal Agreement with City of Rochester for Reimbursement for FY2016 Complex Coordinated Terrorist Attack Grant  
Intergovernmental Relations Committee; July 23, 2019 - CV: 5-0  
Public Safety Committee; July 22, 2019 - CV: 8-0  
Ways and Means Committee; July 23, 2019 - CV: 11-0

23. Hebert & Boyce Delehanty Intro. 244 Res. 195 28-0 19-0175 Authorizing Intermunicipal Agreement with City of Rochester for Reimbursement for Purchase of Fuel for Vehicles of Monroe County Sheriff's Office Intergovernmental Relations Committee; July 23, 2019 - CV: 5-0 Public Safety Committee; July 22, 2019 - CV: 8-0 Ways and Means Committee; July 23, 2019 - CV: 11-0
24. Brew & Delehanty Intro. 245 Res. 196 28-0 19-0176 Authorizing Contract with Blue Heron Construction Company, LLC for Construction Services for Rochester Pure Waters District's Frank E. Van Lare Water Resource Recovery Facility Aeration System Improvements, Phase A - Test Aeration Basins Projects Environment and Public Works Committee; July 22, 2019 - CV: 7-0 Ways and Means Committee; July 23, 2019 - CV: 11-0
25. Brew & Delehanty Intro. 246 Res. 197 28-0 19-0178 Amending 2019-2024 Capital Improvement Program to Add Project Entitled "Parking Garage Guidance System" at the Greater Rochester International Airport; and Authorizing Grant Agreement with New York State for Aid Relating to the Parking Garage Guidance System Project at the Greater Rochester International Airport Environment and Public Works Committee; July 22, 2019 - CV: 7-0 Ways and Means Committee; July 23, 2019 - CV: 11-0
26. Brew & Delehanty Intro. 247 Res. 198 28-0 19-0178.br Resolution Authorizing the Issuance of \$1,000,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Parking Garage Guidance System at the Greater Rochester International Airport, in and for Said County, at an Estimated Maximum Cost of \$1,000,000 Environment and Public Works Committee; July 22, 2019 - CV: 7-0 Ways and Means Committee; July 23, 2019 - CV: 11-0
27. Brew & Delehanty Intro. 248 Res. 199 28-0 19-0179 Authorizing Contract with CHA Consulting, Inc., for Design Services for the Terminal Improvements Project at the Greater Rochester International Airport Environment and Public Works Committee; July 22, 2019 - CV: 7-0 Ways and Means Committee; July 23, 2019 - CV: 11-0
28. Brew & Delehanty Intro. 249 Res. 200 28-0 19-0179.br Resolution Authorizing the Issuance of \$6,500,000 Bonds of the County of Monroe, New York, to Finance the Cost of Terminal Improvements at the Greater Rochester International Airport, in and for Said County, at an Estimated Maximum Cost of \$6,500,000 and Superseding the Bond Resolution Adopted on December 8, 2015 (Resolution No. 296 of 2015) Environment and Public Works Committee; July 22, 2019 - CV: 7-0 Ways and Means Committee; July 23, 2019 - CV: 11-0
29. Brew & Delehanty Intro. 250 Res. 201 28-0 19-0180 Authorizing Contract with Passero Associates, Engineering, Architecture & Surveying, D.P.C., for Design Services for the United States Customs and Border Protection Aviation Facility Project at the Greater Rochester International Airport Environment and Public Works Committee; July 22, 2019 - CV: 7-0 Ways and Means Committee; July 23, 2019 - CV: 11-0
30. Howland & Delehanty Intro. 251 Res. 202 28-0 19-0181 Amending 2019-2024 Capital Improvement Program to Add a Project Entitled "South Winton Road, Jefferson Road (NYS 252) to Brighton Henrietta Town Line Road and Authorizing Contracts with CPL Architects, Engineers, Landscape Architect and Surveyor, D.P.C. for Engineering Services and New York State Department of Transportation for the South Winton Road, Jefferson Road (NYS 252) to Brighton Henrietta Town Line Road Project in the Town of Henrietta Transportation Committee; July 23, 2019 - CV: 6-0 Ways and Means Committee; July 23, 2019 - CV: 11-0

31. Howland & Delehanty  
Intro. 252  
Res. 203  
28-0
- 19-0181.br Resolution Authorizing the Issuance of \$3,425,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Reconstruction and Improvement of South Winton Road, Jefferson Road (NYS 252) to Brighton Henrietta Town Line Road, in and for Said County, at an Estimated Maximum Cost of \$3,425,000  
Transportation Committee; July 23, 2019 - CV: 6-0  
Ways and Means Committee; July 23, 2019 - CV: 11-0
32. Howland & Delehanty  
Intro. 253  
Res. 204  
28-0
- 19-0182 Amending 2019-2024 Capital Improvement Program to Advance Lake Road West Fork Bridge Rehabilitation Project from 2022 and 2024 to 2019; and Authorizing Contracts with Erdman Anthony & Associates, Inc. and New York State Department of Transportation for Lake Road West Fork Bridge Rehabilitation Project in Town of Hamlin  
Transportation Committee; July 23, 2019 - CV: 6-0  
Ways and Means Committee; July 23, 2019 - CV: 11-0
33. Howland & Delehanty  
Intro. 254  
Res. 205  
28-0
- 19-0182.br Resolution Authorizing the Issuance of \$846,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Lake Road West Fork Bridge Rehabilitation Project, in and for Said County, at an Estimated Maximum Cost of \$846,000  
Transportation Committee; July 23, 2019 - CV: 6-0  
Ways and Means Committee; July 23, 2019 - CV: 11-0
34. Howland & Delehanty  
Intro. 255  
Res. 206  
28-0
- 19-0183 Authorizing Contract with CHA Consulting, Inc. for Engineering Services for Highway Lighting Rehabilitation North Project in City of Rochester and Town of Irondequoit  
Transportation Committee; July 23, 2019 - CV: 6-0  
Ways and Means Committee; July 23, 2019 - CV 11-0
35. Howland & Delehanty  
Intro. 256  
Res. 207  
28-0
- 19-0184 Authorizing Contract with M.L. Caccamise Electric Corp. for Construction Services for Highway Lighting Rehabilitation - Northwest Project in Towns of Gates and Chili  
Transportation Committee; July 23, 2019 - CV: 6-0  
Ways and Means Committee; July 23, 2019 - CV: 11-0
36. Howland & Delehanty  
Intro. 257  
Res. 208  
28-0
- 19-0185 Authorizing Contract with Power & Construction Group, Inc. for Construction Services for Highway Lighting Rehabilitation - Northwest Project in Towns of Gates and Greece  
Transportation Committee; July 23, 2019 - CV: 6-0  
Ways & Means Committee; July 23, 2019 - CV: 11-0
37. Howland & Delehanty  
Intro. 258  
Res. 209  
28-0
- 19-0186 Accepting Federal and State Aid for Operation and Maintenance of Rochester/Monroe County Traffic Control Center  
Transportation Committee; July 23, 2019 - CV: 6-0  
Ways & Means Committee; July 23, 2019 - CV: 11-0
38. Howland & Delehanty  
Intro. 259  
Res. 210  
28-0
- 19-0187 Accepting Offer and Payment for Appropriation by State of New York of Property at 3883 Union Street in Town of Chili for Bridge Replacement Project  
Transportation Committee; July 23, 2019 - CV: 6-0  
Ways & Means Committee; July 23, 2019 - CV: 11-0
39. Hebert & Zale  
Delehanty  
Intro. 260  
Res. 211  
28-0
- 19-0188 Authorizing Intermunicipal Agreements with Genesee and Orleans Counties for Elevated Blood Lead Level Inspection Services  
Intergovernmental Relations Committee; July 23, 2019 - CV: 5-0  
Human Services Committee; July 23, 2019 - CV: 8-0  
Ways & Means Committee; July 23, 2019 - CV: 11-0

40. Zale & Delehanty  
Intro. 261  
Res. 212  
28-0
- 19-0189 Amending Resolution 308 of 2014 to Accept Additional Funding from New York State Department of Health and Extend Time Period for Healthy Neighborhoods Program  
Human Services Committee; July 23, 2019 - CV: 8-0  
Ways & Means Committee; July 23, 2019 - CV: 11-0
41. Zale & Delehanty  
Intro. 262  
Res. 213  
28-0
- 19-0190 Amending Resolution 127 of 2018 to Amend and Increase Contract with Reliant Staffing Systems, Inc., D.B.A. Career Start for Support of the Special Supplemental Nutrition Program for Women, Infants and Children Program  
Human Services Committee; July 23, 2019 - CV: 8-0  
Ways & Means Committee; July 23, 2019 - CV: 11-0
42. Zale & Delehanty  
Intro. 263  
Res. 214  
28-0
- 19-0191 Amending Resolution 380 of 2018 to Amend and Increase Contract with Reliant Staffing Systems, Inc., D.B.A. Career Start to Provide Nursing and Health Care Provider Services for the Monroe County Department of Public Health  
Human Services Committee; July 23, 2019 - CV: 8-0  
Ways & Means Committee; July 23, 2019 - CV: 11-0
43. Zale & Delehanty  
Intro. 264  
Res. 215  
28-0
- 19-0193 Accepting Grant from New York State Department of Health for Tuberculosis Prevention and Control Program  
Human Services Committee; July 23, 2019 - CV: 8-0  
Ways & Means Committee; July 23, 2019 - CV: 11-0
44. Howland & Delehanty  
Intro. 265  
Res. 216  
28-0
- 19-0194 Authorizing Contracts with Popli Design Group for Engineering Services and New York State Department of Transportation for Culverts NY Project (Ayrault Road Culvert over Irondequoit Creek Tributary) in Town of Perinton  
Transportation Committee; July 23, 2019 - CV: 6-0  
Ways and Means Committee; July 23, 2019 - CV: 11-0
45. Howland & Delehanty  
Intro. 266  
Res. 217  
28-0
- 19-0195 Authorizing Contracts with Fisher Associates, P.E., L.S., L.A., D.P.C. for Engineering Services and New York State Department of Transportation for Culverts NY Project (Calkins Road Culvert over Red Creek Tributary) in Town of Henrietta  
Transportation Committee; July 23, 2019 - CV: 6-0  
Ways and Means Committee; July 23, 2019 - CV: 11-0
46. Howland & Delehanty  
Intro. 267  
Res. 218  
28-0
- 19-0196 Authorizing Contracts with Joseph C. Lu Engineering, P.C. for Engineering Services and New York State Department of Transportation for Culverts NY Project Elmgrove Road Culvert Over Round Creek Tributary) in Town of Gates  
Transportation Committee; July 23, 2019 - CV: 6-0  
Ways and Means Committee; July 23, 2019 - CV: 11-0
47. Zale & Delehanty  
Intro. 268  
Res. 219  
28-0
- 19-0192 Accepting Grant from Health Research, Inc. for Public Health Emergency Preparedness Program and Authorizing Contract with University of Rochester  
Human Services Committee; July 23, 2019 - CV: 8-0  
Ways & Means Committee; July 23, 2019 - CV: 11-0  
*(Note: Legislator Halstead declared her interest.)*

### ***Matters of Urgency***

48. Delehanty & Drawe  
Intro. 269  
Res. 220  
28-0
- 19-0198 Amending List of Delinquent Taxes and Properties Attached with Resolution 87 of 2019 to Remove Three Properties from Proposed In Rem Tax Foreclosure Action No. 144 City of Rochester and Towns of Brighton, et al.  
Matter of Urgency

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| 51. Delehanty &<br>Drawe<br>Intro. 270<br>Res. 221<br>28-0 | 19-0201 | Confirming Appointment of Elections Commissioner Colleen D. Anderson<br>Matter of Urgency |
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**UNFINISHED BUSINESS**

*None*

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Upon Motion by Legislator Marianetti, the Legislature Adjourned at 7:08 P.M. until **Tuesday, September 10, 2019 at 6:00 P.M.**

**Jack Moffitt**  
Clerk of the Legislature