

By Legislators Taylor and Delehanty

Intro. No. 130

ENACTING LOCAL LAW AUTHORIZING LEASE BY NEGOTIATION WITH SPRINT SPECTRUM, L.P. FOR PCS TELEPHONE TELECOMMUNICATIONS AT 1870 MT. HOPE AVENUE

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to enter into a lease by negotiation with Sprint Spectrum, L.P. for PCS Telephone Telecommunications on the roof of 1870 Mt. Hope Avenue in the annual amount of \$20,930 for the first five (5) years commencing on January 7, 2019, and renewable for five (5) additional five-year terms subject to escalations in an amount equal to 10% for each renewal term.

Section 2. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

File No. 19-0107.LL

By Legislators Taylor and Delehanty

Intro. No. 131

MOTION NO. 22 OF 2019

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

BE IT MOVED, 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.

File No. 19-0107.LL

ADOPTION: Date: May 14, 2019

Vote: 26-0

By Legislators Taylor and Delehanty

Intro. No. 132

RESOLUTION NO. 115 OF 2019

**FIXING A PUBLIC HEARING ON 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 IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That there will be a public hearing at 6:15 P.M. on the 11th day of June, 2019, in the Legislative Chambers in the County Office Building, Rochester, New York on 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”

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed local law, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This resolution shall take effect immediately.

Agenda/Charter Committee; April 22, 2019 - CV: 5-0
Ways & Means Committee; April 23, 2019 - CV: 10-0
File No. 19-0107.LL

ADOPTION: Date: May 14, 2019

Vote: 26-0

AMENDING LOCAL LAW NO. 6 of 1971, ENTITLED "LOCAL LAW REGULATING THE USE AND PROTECTION OF MONROE COUNTY GEODETIC SURVEY MONUMENTATION NETWORK"

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Short Title

This local law shall be known as the "Monroe County ~~Geodetic Survey~~ Monumentation Law".

Section 2. Text

1. Purpose and Intent
2. Definitions
3. Scope of Regulation
4. Preservation of Geodetic Monuments
5. Use of Geodetic Network
6. Rules and Regulations
7. Enforcement
8. Violations and Penalties
9. Appeals
10. Separability

1. Purpose and Intent

The provisions herein contained are for the purpose of establishing standards for the use of the Monroe County Geodetic ~~Survey~~ Monumentation Network and for the purpose of maintaining monuments in such Network in order to insure their continued use as accurate survey markers.

2. Definitions

When used herein unless otherwise expressly stated, the following terms shall mean:

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

"Azimuth" – The horizontal direction of a line.

"Azimuth Mark" – A point, usually a monument used primarily to establish the reference Azimuth from a Triangulation Station.

"Control or Geodetic Monument" – Any ~~geodetic~~ monument, the location of which has been established to a high degree of accuracy, and used as a control point to which surveys of lesser accuracy may be tied.

"Coordinates" – Values designating the location of a point relative to the location of all other points in a given frame of reference. In this law only the New York State Plane Coordinate System of 1927 or 1983, West Zone is intended as the frame of reference.

"Destruction of a Monument" – Since any movement of a monument destroys its usefulness, disturbance of a monument shall be equated with destruction.

"Developer" – Any person, company, corporation, or governmental agency or authority who themselves undertake or who let contracts for, a building project, or provide public services in the areas of gas, electric, telephone, water, transportation, or sewers, whether by distribution or transmission.

"Geodetic Control Network or Network" – The system of monumented, coordinated points

established by the office of National Geodetic Survey (NGS), United States National Ocean Survey, formerly known as the United States National Ocean Survey and United States Coast and Geodetic Survey, and by other governmental agencies and extended or maintained by the Monroe County Geodetic Survey Surveyors Office.

“Horizontal Control” – The basic framework of points whose horizontal position and interrelationship have been accurately determined so that the location of subsidiary work may be precisely related to the network.

“Intersection Station” – A visible distant object such as water tanks, church spires, smoke stacks whose Azimuth from a given monument has been previously established.

“Reference Markers” – Those monuments in the vicinity of a Triangulation Station which are placed and carefully tied to the Triangulation Station for the purpose of protection and easy recovery of the Triangulation Station.

“Traverse Station or Monument” – A monumented point easily accessible to engineers and surveyors, and which is a part of the geodetic control network. The location of Traverse Stations can be expected to be determined to an accuracy of not less than 1 part in 50,000.

“Triangulation Station or Monument” – A point of permanent reference, usually a buried Portland cement concrete mass atop which is fixed an indexed brass marker, usually located in a relatively isolated, well-protected area, the location relative to the geodetic control network having been established by first order methods to an accuracy of not less than 1 part in 100,000, by the National Geodetic Survey (NGS), formerly known as the United States National Ocean Survey, formerly known as the and United States Coast and Geodetic Survey.

“Vertical Control” – Same as Horizontal Control except that its purpose is to establish elevation above a common datum (mean sea level or orthometric height) so that such information on all projects will be related.

3. Scope of Regulation

The Director is empowered to and shall review, evaluate and approve all plans of proposed development, utility installations and construction within public rights of way within the County of Monroe where a geodetic monument may be involved, or in any area within the County where a Triangulation Monument may be involved, and all subdivision and resubdivision maps to be filed in the Monroe County Clerk's Office for conformance with the stated purpose and intent of this law.

4. Preservation of Geodetic Monuments

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 project. All Traverse Monuments which are in or near the right of way encompassed by the project or Triangulation Monuments and their Reference Markers and Azimuth Marks anywhere within the projects shall be shown on all plans of the project which shall be submitted to the Director for his approval.

It shall be the responsibility of the Developer to protect said monuments in a manner which shall ensure their protection against damage or destruction in a manner acceptable to the Director.

Where the design of a project is such that a Control Monument must be destroyed, a note to that effect shall appear on the plans submitted for approval to the Director, who shall cause such monuments to be reset by the Monroe County Geodetic Survey Office Developer in such a place or manner as to ensure their preservation and future usefulness. The monument must be reset by and under the supervision of a New York State Licensed Land Surveyor at a location acceptable to the Director and in accordance with the requirements of the Monroe County Surveyors Office.

5. Use of Geodetic Network

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 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 project except that where the entire project involves not more than five residential lots the ~~maximum~~ distance ~~shall be~~ 1,200-2,500 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 shall tie his boundaries into the horizontal control as established by said monuments.

The acceptable error in the accuracy of the field ~~work~~ survey necessary to establish the property boundaries and the ties to geodetic monuments when employing conventional Theodolite or Total Station Terrestrial Positioning Survey (TPS) techniques shall ~~be not be~~ greater than one part in ~~ten~~ twenty thousand (1:~~10,000~~ 20,000) proportional accuracy or a Local Positional Accuracy (at two sigma, 95% confidence level) not exceeding 0.025 feet.

The acceptable error in the accuracy of the field survey necessary to establish the property boundaries and the ties to geodetic monuments when employing Global Positioning Survey (GPS) survey techniques localized to passive geodetic monuments, must not be greater than one part in twenty thousand (1: 20,000) proportional accuracy or a Local Positional Accuracy (at two sigma, 95% confidence level) not exceeding 0.025 feet.

The acceptable error in the accuracy of the field survey necessary to establish the property boundaries and the ties to geodetic monuments when employing Global Positioning Survey (GPS) survey techniques to establish NAD 83 datum, must not be greater than one part in twenty thousand (1: 20,000) proportional accuracy or a Local Positional Accuracy (at two sigma, 95% confidence level) not exceeding 0.025 feet and a Network Positional Accuracy (at two sigma, 95% confidence level) not exceeding 0.05 feet.

For the survey method employed a ~~A~~ certification statement to that effect by a New York State Licensed Land Surveyor shall appear on the plat of the survey. ~~All angle points of the~~ A minimum of three corners of the boundaries of the project shall show the coordinates of said points as reduced to sea-level grid. The coordinates shall be in the New York State Plane Coordinate System of 1927 or 1983, West Zone, Transverse Mercator Projection as established by ~~the United States Coast and Geodetic Survey~~ National Geodetic Survey and expanded by the Monroe County Geodetic Survey. Datum used for vertical control shall be identified on the plat.

Where a Developer's project involves easements and/or the installation of underground facilities, the easement boundaries shall be coordinated and certified to in the same manner as property boundaries. ~~"As-Built maps"~~ "Record Plans" must include coordinates of the beginning, the end and all points where a change of direction occurs in the underground facility and be surveyed and certified to in the same manner as property boundaries, and ~~The survey~~ shall be of sufficient accuracy to assure maximum safety to those facilities when additional facilities are installed nearby. ~~Where a project includes the building of internal roads, all monumented corners of the right-of-way shall be coordinated and shown on the plat.~~

6. Rules and Regulations

The Director shall prescribe orders of procedure, rules, regulations and issue technical criteria to carry out the purpose and intent of this law. A copy of such orders, rules, regulations and criteria shall be filed with the Clerk of the County Legislature and shall be available for inspection to the public.

7. Enforcement

Wherever it appears, in accordance with the provisions of this law, that geodetic survey monuments installed or employed by the County of Monroe that are part of the Geodetic Control Network are in danger of being damaged, destroyed or removed by the Developer, the Director may require a ~~performance bond~~ security deposit in the amount of ~~One Thousand~~ Three Thousand Dollars (~~\$1,000~~ 3,000) per monument to be posted with and approved by the Director, said ~~bond~~ security deposit to be subject to forfeiture if in the opinion of the Director there is adequate proof that the provisions of this law have been violated. The Director may issue notices and stop-work

orders with respect to acts of violation during the progress of any project. No plat shall be filed in the office of the Monroe County Clerk unless the provisions of this law have been complied with and such compliance is noted in writing by the Director.

8. Violations and Penalties

(a) Any violation of or non-conformance with any provision of this law, or of any rule, regulation, order or special direction duly made thereunder shall constitute an offense punishable for each offense by a fine not exceeding ~~\$150.00~~ 3,000 or by imprisonment for each offense not exceeding one hundred fifty (150) days, or by both such fine and imprisonment.

(b) Any Developer violating or failing to comply with any provision of this law or any order made pursuant thereto shall be responsible for any damages resulting therefrom to geodetic survey monuments, installed or employed by the County of Monroe or National Geodetic Survey that are part of the Geodetic Control Network. This money may be collected by civil action in the City Court of the City of Rochester, the County Court of the County of Monroe or the Supreme Court of the State of New York. Obedience to the law may also be enforced by injunction. Every day of such violation or failure may be held to constitute a separate offense. Nothing herein contained shall be construed to exempt an offender from any other prosecution or penalty provided by law.

9. Appeals

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~~ her pleasure. Such members shall be ~~either land~~ surveyors duly registered to practice land surveying ~~or engineer-surveyors duly registered to practice professional engineering and land surveying~~ within the State of New York.

Any decision made by the Director pursuant to this law shall be submitted to review by the Board of Appeals upon written petition filed by the aggrieved party. Such petition shall be served on the Director and the Clerk of the County Legislature within thirty (30) days of the receipt of the disputed decision. The Board is empowered to establish rules of order and regulations pursuant to which it will carry out its functions as a review board.

10. Separability

If any section of provision of this law shall be adjudged by any court of jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this law, but shall be confined in its application to the work, clause, section or provision directly involved on which such judgment shall have been rendered.

Sec. 3. This local law shall take effect upon filing in the office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Agenda/Charter Committee; April 22, 2019 - CV: 5-0

Environment and Public Works Committee; April 22, 2019 - CV: 7-0

File No. 19-0108.LL

Added language is underlined.

Deleted language is ~~stricken~~.

By Legislators Taylor and Brew

Intro. No. 134

MOTION NO. 23 OF 2019

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~~ 1,200-2,500 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.

File No. 19-19-0108.LL

Added language is underlined in Blue.

Deleted language is ~~stricken in blue~~.

ADOPTION: Date: May 14, 2019

Vote: 27-0

By Legislators Taylor and Brew

Intro. No. 133

LOCAL LAW NO. _____ OF 2019
(As Amended by Motion No. 23 of 2019)

AMENDING LOCAL LAW NO. 6 of 1971, ENTITLED “LOCAL LAW REGULATING THE USE AND PROTECTION OF MONROE COUNTY GEODETIC SURVEY MONUMENTATION NETWORK”

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Short Title

This local law shall be known as the “Monroe County ~~Geodetic Survey~~ Monumentation Law”.

Section 2. Text

11. Purpose and Intent
12. Definitions
13. Scope of Regulation
14. Preservation of Geodetic Monuments
15. Use of Geodetic Network
16. Rules and Regulations
17. Enforcement
18. Violations and Penalties
19. Appeals
20. Separability

3. Purpose and Intent

The provisions herein contained are for the purpose of establishing standards for the use of the Monroe County Geodetic ~~Survey~~ Monumentation Network and for the purpose of maintaining monuments in such Network in order to insure their continued use as accurate survey markers.

4. Definitions

When used herein unless otherwise expressly stated, the following terms shall mean:

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

“Azimuth” – The horizontal direction of a line.

“Azimuth Mark” – A point, usually a monument used primarily to establish the reference Azimuth from a Triangulation Station.

“Control or Geodetic Monument” – Any geodetic monument, the location of which has been established to a high degree of accuracy, and used as a control point to which surveys of lesser accuracy may be tied.

“Coordinates” – Values designating the location of a point relative to the location of all other points in a given frame of reference. In this law only the New York State Plane Coordinate System of 1927 or 1983, West Zone is intended as the frame of reference.

“Destruction of a Monument” – Since any movement of a monument destroys its usefulness, disturbance of a monument shall be equated with destruction.

“Developer” – Any person, company, corporation, or governmental agency or authority who themselves undertake or who let contracts for, a building project, or provide public services in the areas of gas, electric, telephone, water, transportation, or sewers, whether by distribution or transmission.

“Geodetic Control Network or Network” – The system of monumented, coordinated points

established by the office of National Geodetic Survey (NGS), United States National Ocean Survey, formerly known as the United States National Ocean Survey and United States Coast and Geodetic Survey, and by other governmental agencies and extended or maintained by the Monroe County Geodetic Survey Surveyors Office.

“Horizontal Control” – The basic framework of points whose horizontal position and interrelationship have been accurately determined so that the location of subsidiary work may be precisely related to the network.

“Intersection Station” – A visible distant object such as water tanks, church spires, smoke stacks whose Azimuth from a given monument has been previously established.

“Reference Markers” – Those monuments in the vicinity of a Triangulation Station which are placed and carefully tied to the Triangulation Station for the purpose of protection and easy recovery of the Triangulation Station.

“Traverse Station or Monument” – A monumented point easily accessible to engineers and surveyors, and which is a part of the geodetic control network. The location of Traverse Stations can be expected to be determined to an accuracy of not less than 1 part in 50,000.

“Triangulation Station or Monument” – A point of permanent reference, usually a buried Portland cement concrete mass atop which is fixed an indexed brass marker, usually located in a relatively isolated, well-protected area, the location relative to the geodetic control network having been established by first order methods to an accuracy of not less than 1 part in 100,000, by the National Geodetic Survey (NGS), formerly known as the United States National Ocean Survey, formerly known as the and United States Coast and Geodetic Survey.

“Vertical Control” – Same as Horizontal Control except that its purpose is to establish elevation above a common datum (mean sea level or orthometric height) so that such information on all projects will be related.

3. **Scope of Regulation**

The Director is empowered to and shall review, evaluate and approve all plans of proposed development, utility installations and construction within public rights of way within the County of Monroe where a geodetic monument may be involved, or in any area within the eCounty where a Triangulation Monument may be involved, and all subdivision and resubdivision maps to be filed in the Monroe County Clerk's Office for conformance with the stated purpose and intent of this law.

4. **Preservation of Geodetic Monuments**

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. All Traverse Monuments which are in or near the right of way encompassed by the project or Triangulation Monuments and their Reference Markers and Azimuth Marks anywhere within the projects shall be shown on all plans of the project which shall be submitted to the Director for his approval.

It shall be the responsibility of the Developer to protect said monuments in a manner which shall ensure their protection against damage or destruction in a manner acceptable to the Director.

Where the design of a project is such that a Control Monument must be destroyed, a note to that effect shall appear on the plans submitted for approval to the Director, who shall cause such monuments to be reset by the Monroe County Geodetic Survey Office Developer in such a place or manner as to ensure their preservation and future usefulness. The monument must be reset by and under the supervision of a New York State Licensed Land Surveyor at a location acceptable to the Director and in accordance with the requirements of the Monroe County Surveyors Office.

5. **Use of Geodetic Network**

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

8. Violations and Penalties

(a) Any violation of or non-conformance with any provision of this law, or of any rule, regulation, order or special direction duly made thereunder shall constitute an offense punishable for each offense by a fine not exceeding \$~~150.00~~ 3,000 or by imprisonment for each offense not exceeding one hundred fifty (150) days, or by both such fine and imprisonment.

(b) Any Developer violating or failing to comply with any provision of this law or any order made pursuant thereto shall be responsible for any damages resulting therefrom to geodetic survey monuments, installed or employed by the County of Monroe or National Geodetic Survey that are part of the Geodetic Control Network. This money may be collected by civil action in the City Court of the City of Rochester, the County Court of the County of Monroe or the Supreme Court of the State of New York. Obedience to the law may also be enforced by injunction. Every day of such violation or failure may be held to constitute a separate offense. Nothing herein contained shall be construed to exempt an offender from any other prosecution or penalty provided by law.

9. Appeals

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. Such members shall be ~~either land~~ surveyors duly registered to practice land surveying ~~or engineer-surveyors duly registered to practice professional engineering and land surveying~~ within the State of New York.

Any decision made by the Director pursuant to this law shall be submitted to review by the Board of Appeals upon written petition filed by the aggrieved party. Such petition shall be served on the Director and the Clerk of the County Legislature within thirty (30) days of the receipt of the disputed decision. The Board is empowered to establish rules of order and regulations pursuant to which it will carry out its functions as a review board.

10. Separability

If any section of provision of this law shall be adjudged by any court of jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this law, but shall be confined in its application to the work, clause, section or provision directly involved on which such judgment shall have been rendered.

Sec. 3. This local law shall take effect upon filing in the office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Agenda/Charter Committee; April 22, 2019 - CV: 5-0
Environment and Public Works Committee; April 22, 2019 - CV: 7-0
File No. 19-0108.LL

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

Added language is underlined.
Deleted language is ~~stricken~~.

By Legislators Taylor and Brew

Intro. No. 135

MOTION NO. 24 OF 2019

PROVIDING THAT LOCAL LAW (INTRO. NO. 133 OF 2019), ENTITLED “AMENDING LOCAL LAW NO. 6 of 1971, ENTITLED ‘LOCAL LAW REGULATING THE USE AND PROTECTION OF MONROE COUNTY GEODETIC SURVEY MONUMENTATION NETWORK,’ ” BE TABLED

BE IT MOVED, that Local Law (Intro. No. 133 of 2019), entitled “AMENDING LOCAL LAW NO. 6 of 1971, ENTITLED ‘LOCAL LAW REGULATING THE USE AND PROTECTION OF MONROE COUNTY GEODETIC SURVEY MONUMENTATION NETWORK,’ ” be tabled.

File No. 19-0108.LL

ADOPTION: Date: May 14, 2019

Vote: 27-0

By Legislators Taylor and Brew

Intro. No. 136

RESOLUTION NO. 116 OF 2019

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. 133 OF 2019), ENTITLED "AMENDING LOCAL LAW NO. 6 OF 1971, ENTITLED 'LOCAL LAW REGULATING THE USE AND PROTECTION OF MONROE COUNTY GEODETIC SURVEY MONUMENTATION NETWORK'"

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That there will be a public hearing at 6:16 p.m. on the 11th day of June, 2019, in the Legislative Chambers in the County Office Building, Rochester, New York on local law (Intro. No. 133 of 2019), entitled **"AMENDING LOCAL LAW NO. 6 OF 1971, ENTITLED 'LOCAL LAW REGULATING THE USE AND PROTECTION OF MONROE COUNTY GEODETIC SURVEY MONUMENTATION NETWORK,' "**

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed local law, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This local law shall take effect in accordance with the provisions of Section 21 of the Municipal Home Rule Law and immediately upon filing in the Office of the Secretary of State as provided for in Section 27 of the Municipal Home Rule Law.

File No. 19-0108.LL

ADOPTION: Date: May 14, 2019

Vote: 27-0

By Legislators Marianetti and Kaleh

Intro. No. 137

RESOLUTION NO. 117 OF 2019

**DEDICATING THE COUNTY OFFICE BUILDING 4TH FLOOR CONCOURSE TO
CONSTANCE MITCHELL, FORMER MEMBER OF MONROE COUNTY BOARD OF
SUPERVISORS**

WHEREAS, with the recent passing of Constance Mitchell, former member of the County Board of Supervisors, we are reminded of the strides that individuals in Monroe County have taken to ensure a better life for generations to come; and

WHEREAS, Constance Mitchell was a trailblazer of her time, being the first African-American and first woman to hold public office in Monroe County; and

WHEREAS, Ms. Mitchell's activism matched those of the women suffrage and abolition movements, which carry strong ties to our region; and

WHEREAS, Constance was a leader in her community who spent her life fighting for those in Monroe County. In 1965, Constance and her husband, John, co-founded Action for a Better Community, a non-profit organization that continues to help low-income individuals and families to achieve self-sufficiency; and

WHEREAS, Constance held a multitude of leadership positions in such organizations as the Urban League of Rochester and the United Way of Rochester; her drive and passion to help our community showed through her relentless advocacy for the residents of Monroe County; and

WHEREAS, for decades Constance Mitchell served as a powerful role model and her actions spurred an undeniable movement for change in our region. We will always remember Ms. Mitchell for her ardent leadership and impactful contributions to our community.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows

Section 1. In memory of Constance Mitchell, we ask that this Honorable Body dedicate the County Office Building 4th Floor Concourse in the name of Constance Mitchell.

Section 2. This resolution shall take effect immediately.

Environment and Public Works Committee; April 22, 2019 - CV: 7-0
File No. 19-0091

ADOPTION: Date: May 14, 2019

Vote: 27-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Greg Dwyer DATE: 5/21/19

EFFECTIVE DATE OF RESOLUTION: 5/14/19

By Legislators DiFlorio and Boyce

Intro. No. 138

RESOLUTION NO. 118 OF 2019

CONFIRMING APPOINTMENTS TO MONROE COUNTY PLANNING BOARD

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with Section C5-7.A of the Monroe County Charter, the appointments of Mr. Richard Yolevich and Mr. Andrew Hollister to the Monroe County Planning Board, for a term to begin immediately and expire May 13, 2021, are confirmed.

Section 2. This resolution shall take effect immediately.

File No. 19-0092

ADOPTION: Date: May 14, 2019

Vote: 17-11

(Legislators Kaleb, Baurath, Felder, Flagler-Mitchell, LaMar, Lightfoot, Maffucci, Morelle, Jr., Muoio, Sheppard and Wilcox Voted in the Negative.)

By Legislators Boyce and Delehanty

Intro. No. 139

RESOLUTION NO. 119 OF 2019

AMENDING 2019-2024 CAPITAL IMPROVEMENT PROGRAM TO EXPAND SCOPE AND INCREASE PROJECT AUTHORIZATION OF PUBLIC SAFETY VEHICLE REPLACEMENT PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The 2019-2024 Capital Improvement Program is hereby amended to expand the scope of the "Public Safety Vehicle Replacement" project to provide for an \$80,000 increase in cost of the project, making the total project cost \$160,000.

Section 2. Funding for this project, consistent with authorized uses, will be included in capital fund 1890 pursuant to the appropriation transfer requested, and any other capital fund(s) created for the same intended purpose.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; April 22, 2019 - CV: 8-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
File No. 19-0096

ADOPTION: Date: May 14, 2019

Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: *Key Boyce* DATE: 5/21/19

EFFECTIVE DATE OF RESOLUTION: 5/14/19

By Legislators Boyce and Delehanty

Intro. No. 141

RESOLUTION NO. 121 OF 2019

AUTHORIZING CONTRACT WITH UNIVERSITY OF ROCHESTER FOR CONTINUING DEVELOPMENT AND SUSTAINMENT OF COUNTY'S MEDICAL COUNTERMEASURE PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the University of Rochester, for the continuing development and sustainment of the County's Medical Countermeasure Program, in an amount not to exceed \$60,000, for the period of July 1, 2019 through March 31, 2020.

Section 2. Funding for this contract is included in the 2019 operating budget of the Department of Public Safety, general fund 9300, funds center 2408030100, Office of Emergency Management.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; April 22, 2019 - CV: 8-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
File No. 19-0097

ADOPTION: Date: May 14, 2019

Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Key D. Boyce DATE: 5/21/19

EFFECTIVE DATE OF RESOLUTION: 5/14/19

By Legislators Boyce and Delehanty

Intro. No. 142

RESOLUTION NO. 122 OF 2019

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

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a grant in an amount not to exceed \$30,000 and to execute a contract and any amendments thereto, with the United States Department of Justice, United States Marshals Service Western District of New York, for the reimbursement of overtime for the United States Marshals Service New York/New Jersey Regional Fugitive Task Force-Rochester Division, for the period of October 1, 2018 through September 30, 2019.

Section 2. The 2019 operating budget of the Office of the Sheriff is hereby amended by appropriating the sum of \$30,000 into general fund 9300, funds center 3803010000, Police Bureau Administration.

Section 3. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; April 22, 2019 - CV: 8-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
File No. 19-0098

ADOPTION: Date: May 14, 2019

Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: John D. Kelly DATE: 5/21/19

EFFECTIVE DATE OF RESOLUTION: 5/14/19

By Legislators Boyce and Delehanty

Intro. No. 143

RESOLUTION NO. 123 OF 2019

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

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a \$17,500 grant from, and to execute a contract and any amendments thereto with, the United States Department of Justice, United States Attorney, for the Organized Crime Drug Enforcement Task Forces State or Local Overtime and Authorized Expense/Strategic Initiative Program, for the period of March 6, 2019 through September 30, 2019.

Section 2. The 2019 operating budget of the Office of the Sheriff is hereby amended by appropriating the sum of \$17,500 into general fund 9300, funds center 3803010000, Police Bureau Administration.

Section 3. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law, and when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; April 22, 2019 - CV: 8-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
File No. 19-0099

ADOPTION: Date: May 14, 2019

Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: Cheryl Boyce DATE: 5/21/19

EFFECTIVE DATE OF RESOLUTION: 5/14/19

By Legislators Zale and Delehanty

Intro. No. 144

RESOLUTION NO. 124 OF 2019

AUTHORIZING CONTRACTS WITH VETERANS OUTREACH CENTER AND ADECCO MEDICAL & SCIENCE STAFFING, INC. TO PROVIDE SERVICES TO VETERANS IN ROCHESTER VETERANS TREATMENT COURT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the Veterans Outreach Center, for a Case Manager and Peer Specialist to provide services to veterans in the Rochester Veterans Treatment Court, in an amount not to exceed \$107,500, for the period of May 1, 2019 through April 30, 2020, with the option to renew for three (3) additional one-year terms in an amount not to exceed \$107,500 annually.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Adecco Medical and Science Staffing, Inc., for a Nurse Practitioner to provide services to veterans in the Rochester Veterans Treatment Court, in an amount not to exceed \$30,000, for the period of May 1, 2019 through April 30, 2020, with the option to renew for three (3) additional one-year terms in an amount not to exceed \$30,000 annually.

Section 3. Funding for these contracts is included in the 2019 operating budget of the Veterans Service Agency, general fund 9300, funds center 7401010000, Veterans Service Agency, and will be requested in future years budgets.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; April 23, 2019 - CV: 10-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
File No. 19-0100

ADOPTION: Date: May 14, 2019

Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED:  VETOED: _____

SIGNATURE:  DATE: 5/21/19

EFFECTIVE DATE OF RESOLUTION: 5/14/19

By Legislators Zale and Delehanty

Intro. No. 145

RESOLUTION NO. 125 OF 2019

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

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Section 1 of Resolution 378 of 2018 is amended as follows:

The County Executive, or her designee, is hereby authorized to execute a contract and any amendments thereto, with ACM Medical Laboratory, Inc. DBA ACM Global Laboratories, to provide clinical laboratory services for the Monroe County Department of Public Health, in an amount not to exceed ~~\$250,300~~ \$277,628, for the period of January 1, 2019 through December 31, 2019, with the option to renew for two (2) additional one-year terms, with each additional term in an amount not to exceed ~~\$250,300~~ \$277,628 per year.

Section 2. Funding for this contract is included in the 2019 operating budget of the Department of Public Health, general funds 9001 and 9300, funds centers 5802020000, Tuberculosis Control Programs, 5802030100, STD Clinic, 5802030200, STD Investigation & Prevention and 5804010000, Forensic Pathology & ME Admin, and will be included in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee, April 23, 2019 - CV: 10-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
File No. 19-0101

ADOPTION: Date: May 14, 2019 Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____
SIGNATURE: *Cheryl Ruff* DATE: 5/21/19
EFFECTIVE DATE OF RESOLUTION: 5/14/19

Added language is underlined
Deleted language is ~~stricken~~

By Legislators Zale and Delehanty

Intro. No. 146

RESOLUTION NO. 126 OF 2019

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

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a \$875,000 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the High Impact Prevention within Communities of Color Program f/k/a Comprehensive HIV/STI/Hepatitis C Prevention, Particularly in Communities of Color Program, for the period of May 1, 2019 through April 30, 2024.

Section 2. The 2019 operating budget of the Department of Public Health is hereby amended by appropriating the sum of \$152,248 into general fund 9300, funds center 5802030200, STD Investigation & Prevention.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Reliant Staffing Systems, Inc., D.B.A. Career Start, for the provision of enhanced targeted outreach nursing and public health assistant services, for the High Impact Prevention within Communities of Color Program f/k/a Comprehensive HIV/STI/Hepatitis C Prevention, Particularly in Communities of Color Program, in an amount not to exceed \$96,018, for the period of May 1, 2019 through April 30, 2020, with the option to renew for four (4) additional one-year terms in an amount not to exceed \$96,018 annually.

Section 4. Partial funding for this grant is included in the 2019 operating budget of the Department of Public Health, general fund 9300, funds center 5802030200, STD Investigation & Prevention. The appropriated amount will adjust the current funding to that established by the grant.

Section 5. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.

Section 6. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; April 23, 2019 - CV: 10-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
File No. 19-0102

ADOPTION: Date: May 14, 2019 Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____
SIGNATURE: Thy Duff DATE: 5/21/19
EFFECTIVE DATE OF RESOLUTION: 5/14/19

By Legislators Zale and Delehanty

Intro. No. 147

RESOLUTION NO. 127 OF 2019

AUTHORIZING CONTRACT WITH NURSE-FAMILY PARTNERSHIP (NATIONAL SERVICE OFFICE) FOR SUPPORT OF NURSE-FAMILY PARTNERSHIP PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract and any amendments thereto, with Nurse-Family Partnership (National Service Office), for support of the Nurse-Family Partnership program, in an amount not to exceed \$33,042, for the period of January 1, 2019 through December 31, 2019.

Section 2. Funding for this contract is included in the 2019 operating budget of the Department of Public Health, general fund 9001, funds center 5803050000, Nurse-Family Partnership.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; April 23, 2019 - CV: 10-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
File No. 19-0103

ADOPTION: Date: May 14, 2019

Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE:  DATE: 5/21/19

EFFECTIVE DATE OF RESOLUTION: 5/14/19

By Legislators Zale and Delehanty

Intro. No. 148

RESOLUTION NO. 128 OF 2019

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

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract and any amendments thereto, with Reliant Staffing Systems, Inc., D.B.A. Career Start, to provide nursing and public health care provider services for the Monroe County Department of Public Health, in an amount not to exceed \$56,172, for the period of April 1, 2019 through March 31, 2020, with the option to renew for two (2) additional one-year terms, in an amount not to exceed \$56,172 per year.

Section 2. Funding for this contract is included in the 2019 operating budget of the Department of Public Health, general fund 9300, funds centers 5802030100, STD Clinic and 5802050100, Immunization Programs, and will be included in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; April 23, 2019 - CV: 10-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
File No. 19-0104

ADOPTION: Date: May 14, 2019

Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: VETOED:

SIGNATURE: *Cheryl Duff* DATE: 5/21/19

EFFECTIVE DATE OF RESOLUTION: 5/14/19

By Legislators Delehanty and Drawe

Intro. No. 149

RESOLUTION NO. 129 OF 2019

DIRECTING CORRECTION, CANCELLATION AND LEVY OF CERTAIN MONROE COUNTY TAXES IN THE TOWNS OF BRIGHTON, CHILI AND GREECE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Director of Finance - Chief Financial Officer is hereby authorized and directed to cancel certain Monroe County taxes as set forth and levied against the following properties:

<u>Town/Village</u>	<u>Tax Account #</u>	<u>Year</u>	<u>Amount Currently Due</u>	<u>Amount of Corrected Tax</u>	<u>Amount of Taxes To Be Cancelled</u>
Brighton	137.05-5-36	2019	5,310.14	1,289.15	4,020.99
Chili	135.03-1-9.12	2019	15,332.11	5,095.07	10,237.04
Greece	045.19-2-3.11	2019	<u>35,831.27</u>	<u>12,149.82</u>	<u>16,681.45</u>
			56,473.52	25,534.04	30,939.48

Following are the assessed owners:

<u>Tax Account Number</u>	<u>Name and Mailing Address</u>
137.05-5-36	Congregation Beth Hakneses Hachodosh 19 St Regis Drive North Rochester, NY 14618
135.03-1-9.12	South Pointe Landing, LLC 1850 South Winton Road Rochester, NY 14618
045.19-2-3.11	Apple Latta II, LLC 550 Latona Road, Bldg E, Suite 501 Rochester, NY 14626

Section 2. The Controller is hereby authorized and directed to draw an order on the Director of Finance - Chief Financial Officer payable from the Erroneous Assessment Account for the sum of \$56,473.52.

Section 3. The Director of Finance - Chief Financial Officer is authorized and directed to levy the following amount against the following accounts:

Brighton School District	3,757.93
Monroe County	263.06
P.W. 4 Capital	4,166.36
P.W. 4 O/M Gal	6,070.68
North Greece Fire District	14,941.29
Greece Town Light	<u>1,740.16</u>
	30,939.48

Section 4. The Application for Corrected Real Property Tax, and duplicate copy thereof, for the tax account number set forth in Section 1 hereof is marked approved, and the correct extension of taxes in the amount set forth in Section 1 hereof is entered on each such application and duplicate copy thereof.

Section 5. It is hereby ordered that the corrected taxes for said tax account number is in the amount set forth in Section 1 hereof, and the officer having jurisdiction of the tax roll is hereby directed to so correct such roll.

Section 6. The Director of Real Property Tax Services is hereby authorized and directed to transmit immediately to the officer having jurisdiction of the tax roll a certified copy of this resolution and the original of each application that has been marked approved, and also to mail to the applicants a notice of approval for each application that has been marked approved.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; April 23, 2019 - CV: 10-0
File No. 19-0105

ADOPTION: Date: May 14, 2019 Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: *Ch. D. Wolf* DATE: 5/21/19

EFFECTIVE DATE OF RESOLUTION: 5/14/19

By Legislators Delehanty and Drawe

Intro. No. 150

RESOLUTION NO. 130 OF 2019

DIRECTING THE REFUND OF CERTAIN MONROE COUNTY TAXES LEVIED AND COLLECTED AGAINST PROPERTY IN TOWN OF IRONDEQUOIT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. A portion of the Monroe County taxes in the following amounts shall be refunded:

<u>Year</u>	<u>Amount</u>	<u>City or Town</u>	<u>Tax Acct. No.</u>	<u>Refunded To:</u>
2018	3,609.46	Irondequoit	062.15-4-28	Amy Moir 21 Topper Drive Rochester, NY 14622

Section 2. The Controller is hereby authorized and directed to draw an order on the Director of Finance - Chief Financial Officer payable from the Erroneous Assessment Account for the total sum of \$3,609.46 payable to the above named person(s) in the above listed amount.

Section 3. The following amount shall be levied against the following account:

<u>Accounts</u>	<u>Amounts</u>
P.W. #2 O/M Gal	\$3,609.46

Section 4. The Application for Refund of Real Property Taxes, and duplicate copies thereof, for the tax account number set forth in Section 1 hereof, are hereby marked approved, and the amount of the refund set forth in Section 1 hereof are hereby entered on each such application and duplicate copy thereof.

Section 5. The Director of Real Property Tax Services is hereby authorized and directed to mail to the applicant the duplicate copy of each application that has been marked approved.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; April 23, 2019 - CV: 10-0
File No. 19-0106

ADOPTION: Date: May 14, 2019 Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: *Amy Moir* DATE: 5/21/19

EFFECTIVE DATE OF RESOLUTION: 5/14/19

By Legislators Zale and Taylor

Intro. No. 151

RESOLUTION NO. 131 OF 2019

CONFIRMING APPOINTMENT OF EXECUTIVE HEALTH DIRECTOR OF MONROE COMMUNITY HOSPITAL

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with Section C2-6(C)(9) and C6-17(B)(1)(a) of the Monroe County Charter, the appointment of Colleen C. Rose as Executive Health Director of Monroe Community Hospital, effective June 29, 2019 is hereby confirmed.

Section 2. This resolution shall take effect immediately.

Human Services Committee; April 23, 2019 - CV: 10-0
File No. 19-0109

ADOPTION: Date: May 14, 2019

Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Cheryl D. Smith DATE: 5/21/19

EFFECTIVE DATE OF RESOLUTION: 5/14/19

By Legislators Zale and Delehanty

Intro. No. 152

RESOLUTION NO. 132 OF 2019

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

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept funding in the amount of \$534,384 from, and to execute a contract and any amendments thereto with, the New York State Office of Mental Health, for expansion of the Forensic Intervention Team, for the period of January 1, 2019 through December 31, 2019.

Section 2. The 2019 operating budget of the Department of Human Services, Office of Mental Health is hereby amended by appropriating the sum of \$534,384 into general fund 9001, funds center 5702010000, Mental Health Service Contracts.

Section 3. Section 1 of Resolution 385 of 2018 is amended as follows:

The County Executive, or her designee, is hereby authorized to execute contracts, and any amendments thereto, with the subcontractors listed in Attachment A, and any other subcontractors as necessary, to provide mental health, developmental disability, and alcoholism and substance abuse services for Monroe County residents, in an amount not to exceed ~~\$39,964,181~~ \$40,498,565, for the period of January 1, 2019 through December 31, 2019.

Section 4. The County Executive is hereby authorized to appropriate any subsequent years of these funds in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with the New York State Civil Service Law, and when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee, April 23, 2019 - CV: 10-0
Ways and Means Committee, April 23, 2019 - CV: 10-0
File No. 19-0110

ADOPTION: Date: May 14, 2019 Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Ch. Brock DATE: 5/21/19

EFFECTIVE DATE OF RESOLUTION: 5/14/19

Added language is underlined
Deleted language is ~~stricken~~

PURCHASE OF SERVICES INFORMATION FORM

Per Resolution No. 11 of 2008

DISABILITY: Multi-disability
PROGRAM: LGU Priority Services
CONTRACTOR: COORDINATED CARE SERVICES, INC.
CONTRACT AMOUNT: \$2,801,855.00

PROGRAM DESCRIPTION/ PRIMARY OBJECTIVE(S): Staff are provided to perform the following services under the direction of the Monroe County Office of Mental Health to ensure access to behavioral health services for individuals in the community with the greatest need.

- Single Point of Access (SPOA) programs to support centralized, timely access to care management and residential services for adults and youth with intensive mental health and/or substance use needs.
- Assisted Outpatient Treatment (AOT) and Transition Management (TM) programs operated at the Monroe County Socio-Legal Center to support ongoing linkage to behavioral health services for high need individuals, some of which have court involvement or histories of incarceration.
- The Rapid Engagement Delivery (RED) pilot program which promotes engagement and retention with behavioral health and social services for individuals who have had frequent unsuccessful DHS application attempts and/or use of Emergency Housing services.
- The Forensic Intervention Team (FIT) which collaborates with law enforcement agencies across the county to assist individuals with mental health needs who have frequent contact with law enforcement.
- Supplemental Security Income (SSI) program Benefits Facilitator supports eligible public assistance recipients with mental health challenges to secure Supplemental Security Income (SSI) and/or Social Security Disability (SSD).

In addition to the services listed above, this service component also includes maintaining and monitoring the use of Children & Youth Wrap funds to meet the individualized needs of children and families receiving mental health services, as well as support of the Disaster Mental Health Response Team.

1. PRIMARY PERFORMANCE MEASUREMENT/ INDICATOR:

Units of service (Total number of Adult and Child SPOA referrals received)

Program Year	2016 Actual	2017 Actual	2018 Annualized	2019 Projected
Capacity:	n/a	n/a	n/a	n/a
Individuals Served:	n/a	n/a	n/a	n/a
Units of Service:	1.961	1.893	2.100	2.250

2. SELECTED OUTCOME INDICATOR:

Percent of Adult and Child SPOA eligible community referrals admitted to services

Program Year	2016 Actual	2017 Actual	2018 Annualized	2019 Projected
Indicator Value:	69%	69%	65%	65%

OUTCOME ASSESSMENT METHODOLOGY: Indicator reviewed quarterly by Monroe County Office of Mental Health

SOURCE MATERIAL: Program databases

By Legislators Zale and Delehanty

Intro. No. 153

RESOLUTION NO. 133 OF 2019

AUTHORIZING CONTRACT WITH UNITY HOSPITAL TO OPERATE JAIL DIVERSION PROGRAM DROP OFF CENTER

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Unity Hospital, to operate a Jail Diversion Program Drop Off Center, in an amount not to exceed \$589,491, for the period of January 1, 2019 through September 30, 2019.

Section 2. Funding for this contract is included in the 2019 operating budget of the Department of Human Services, Office of Mental Health Services, general fund 9001, funds center 5702010000, Mental Health Services.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; April 23, 2019 - CV: 10-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
File No. 19-0111

ADOPTION: Date: May 14, 2019

Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Chy Delehanty DATE: 5/21/19

EFFECTIVE DATE OF RESOLUTION: 5/14/19

By Legislators Delehanty and Drawe

Intro. No. 154

RESOLUTION NO. 134 OF 2019

AUTHORIZING SETTLEMENT OF LAWSUIT ENTITLED "LISA CARUSO V. COUNTY OF MONROE, ET. AL"

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Legislature hereby authorizes the settlement of the lawsuit entitled "Lisa Caruso v. County of Monroe, et. al," for \$2,000,000, less litigation expenses permitted to offset the County of Monroe's contribution under its liability insurance policy.

Section 2. The County Executive, or her designee, is hereby authorized to execute and deliver any and all documents necessary to effectuate such settlement.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; April 23, 2018 - CV: 10-0
File No. 19-0112

ADOPTION: Date: May 14, 2019

Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: *Chy Drawe* DATE: 5/21/19

EFFECTIVE DATE OF RESOLUTION: 5/14/19

By Legislators Boyce and Delehanty

Intro. No. 155

RESOLUTION NO. 135 OF 2019

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

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a \$1,877,017 grant from, and to execute a contract and any amendments thereto with, the Department of Health and Human Services, Substance Abuse and Mental Health Services Administration (SAMHSA), for the SAMHSA Treatment Drug Courts grant, for the period of September 30, 2018 through September 29, 2023.

Section 2. The 2019 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of \$299,057 into general fund 9300, funds center 2410010000, Unified Court System.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the New York State Unified Court System, to expand Drug Court services, in an amount not to exceed \$1,877,017, for the period of September 30, 2018 through September 29, 2023.

Section 4. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; April 22, 2019 - CV: 8-0
Ways and Means Committee; April 23, 2019 - CV: 10-0
File No. 19-0113

ADOPTION: Date: May 14, 2019 Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Cheryl Boyce DATE: 5/21/19

EFFECTIVE DATE OF RESOLUTION: 5/14/19