

Summary of Minutes

WAYS AND MEANS COMMITTEE

March 25, 2009

6:00 p.m.

Vice Chairman Barker called the meeting to order at 6:03 p.m.

MEMBERS PRESENT: Michael G. Barker (Vice Chair), Jeffery L. McCann, Jeffrey R. Adair, John G. Driscoll, E. Daniel Quatro, Edward M. O'Brien, Travis R. Heider, Carrie M. Andrews, Wayne E. Zyra (Ex-Officio)

MEMBERS ABSENT: R. Anthony LaFountain (Chair) (Excused), Harry B. Bronson (Excused), Paul E. Haney (RMM) (Excused)

OTHER LEGISLATORS PRESENT: Robert J. Colby

ADMINISTRATION PRESENT: Jerry J. Helfer (Asst. Co. Exec.), Terrence J. Rice, P.E. (Dir. Trans. Dept.), Michael J. Garland, P.E. (Dir. Env. Serv.), Scott M. Adair (CFO - Finance Dept.), Stephen C. Bowman (Dir. Pub. Saf.), Kelly A. Reed (Comm. - Human Services Dept.), Rick Christopher (Adm. Dist. Atty. Ofc) Timothy P. Murphy (Dir. Real Property), David P. Damelio (Dir. GRIA), Robert J. Burns (Adm. Probation Dept.), Robert Zinck (Dir. Youth Bureau), Anthony Feroce (Controller), Daryl K. Maslanka (Dep. Dir. - DES), Jennifer Curley (MCSO), Russell Rutkowski (DES), Terrence J. Rice, P.E. (Dir. - Trans. Dept.)

OTHERS PRESENT: Patrick W. Pardyjak (Legislature Counsel)

PUBLIC FORUM: There were no speakers.

APPROVAL OF MINUTES: The minutes of February 25, 2009 were approved as submitted.

NEW BUSINESS:

**09-0094 -** Acceptance of a Grant from the County of Monroe Industrial Development Agency - County Executive Maggie Brooks

MOVED by Legislator Quatro, SECONDED by Legislator Driscoll.

ADOPTED: 8-0

**09-0095 -** Acceptance of a Grant from the Monroe County Industrial Development Corporation - County Executive Maggie Brooks

MOVED by Legislator McCann, SECONDED by Legislator Adair.

ADOPTED: 8-0

**09-0096 -** Authorize a Contract with the Greater Rochester Enterprise for General Operating Expenses - County Executive Maggie Brooks

MOVED by Legislator Adair, SECONDED by Legislator McCann.

ADOPTED: 8-0

**09-0097** - Amend Resolution 381 of 2004 to Amend the Contract with Boris Shmigel, M.D. for Sheriff Employees Medical Services – County Executive Maggie Brooks

MOVED by Legislator McCann, SECONDED by Legislator Adair.

ADOPTED: 8-0

**09-0098** - Authorize a Contract with Wilmorite Property Management, LLC to Provide Security Services at the Marketplace Mall – County Executive Maggie Brooks

MOVED by Legislator McCann, SECONDED by Legislator Adair.

ADOPTED: 8-0

**09-0099** - Acceptance of a Grant from the New York State Division of Criminal Justice Services for the STEPS/Road to Recovery Program in the District Attorney’s Office – County Executive Maggie Brooks

MOVED by Legislator McCann, SECONDED by Legislator Adair.

ADOPTED: 8-0

**09-0101** - Authorize an Intermunicipal Agreement with the Town of Gates for Construction of Road and Parking Lot Improvements at Monroe Community College – County Executive Maggie Brooks

MOVED by Legislator Quatro, SECONDED by Legislator Driscoll.

ADOPTED: 8-0

**09-0102** - Authorize an Intermunicipal Agreement with Chemung County for Services Provided by the Monroe County Medical Examiner’s Office – County Executive Maggie Brooks

MOVED by Legislator McCann, SECONDED by Legislator Adair.

ADOPTED: 8-0

**09-0103** - Acceptance of Reimbursement from the Rochester City School District for Consultant Services Provided by Monroe County for the Rochester Safe Schools Healthy Students Project and Authorize a Memorandum of Agreement – County Executive Maggie Brooks

MOVED by Legislator Adair, SECONDED by Legislator McCann.

ADOPTED: 8-0

**09-0104** - Acceptance of a Grant from the National Association of County and City Health Officials for the Medical Reserve Corps Capacity Building Program – County Executive Maggie Brooks

MOVED by Legislator Quatro, SECONDED by Legislator Driscoll.

ADOPTED: 8-0

**09-0105** - Amend Resolution 311 of 2006 and Resolution 418 of 2007 to Accept Additional Funding from the New York State Department of Health for the Bathing Beach Water Quality Monitoring and Notification Program - County Executive Maggie Brooks

MOVED by Legislator Driscoll, SECONDED by Legislator McCann.

ADOPTED: 8-0

**09-0106** - Amend Resolution 37 of 2009 To Accept Additional Funding from the New York State Office of Temporary and Disability Assistance for the 2008-2009 Home Energy Assistance Program - County Executive Maggie Brooks

MOVED by Legislator Driscoll, SECONDED by Legislator Quatro.

ADOPTED: 8-0

**09-0107** - Authorize a Financing Agreement with the New York Power Authority to Finance the Expansion of the Mill Seat Landfill Gas to Energy Facility Project; Amend the 2009 Operating Budget of the Environmental Services Department to Increase Funding for the Expansion of the Mill Seat Landfill Gas to Energy Facility Project; and Authorize Acceptance of a Grant from the United States Department of Energy for the Mill Seat Landfill Bioreactor Project - County Executive Maggie Brooks

MOVED by Legislator Adair, SECONDED by Legislator McCann.

ADOPTED: 8-0

**09-0108** - Authorize Contracts with Javen Construction Company, Inc., John W. Danforth Company, Hewitt Young Electric LLC, Landry Mechanical Contractors and Downey-Goodlein Elevator Corporation for Construction Services for the Monroe County Public Safety Building Renovation Project - Phase III-B - County Executive Maggie Brooks

MOVED by Legislator Quatro, SECONDED by Legislator Driscoll.

ADOPTED: 8-0

**09-0109** - Amend the 2009-2014 Capital Improvement Program and the 2009 Capital Budget to Add a Capital Project Entitled "Taxiway A Improvements - Phase I" at the Greater Rochester International Airport; Authorize Financing for the Project; and Authorize a Contract with Clough Harbour & Associates, LLP for Design Services for the Taxiway A Improvements - Phase I Project at the Greater Rochester International Airport - County Executive Maggie Brooks

MOVED by Legislator McCann, SECONDED by Legislator Adair.

ADOPTED: 8-0

**09-0110** - Authorize Contracts with C.J. Brown Energy Engineering, P.C. and Pathfinder Engineers, LLP to Provide Energy Term Services - County Executive Maggie Brooks

MOVED by Legislator Quatro, SECONDED by Legislator Driscoll.

ADOPTED: 8-0

09-0112 - Authorize a Contract with the State of New York for Maintenance of Traffic Signal Equipment – County Executive Maggie Brooks

MOVED by Legislator Adair, SECONDED by Legislator McCann.

ADOPTED: 8-0

09-0113 - Erroneous Assessments – Correction and Cancellation – County Executive Maggie Brooks

MOVED by Legislator McCann, SECONDED by Legislator Adair.

ADOPTED: 8-0

09-0114 - Home Rule Messages for Senate Bill No. S. 2408 and Assembly Bill No. A.5303 Entitled, “An act to amend the Monroe county tax act, in relation to the assessment, levy and collection of taxes in Monroe county; to amend the Monroe county tax foreclosure act, in relation to the foreclosure of tax liens in Monroe county; to repeal certain provisions of the Monroe county tax act, relating to the collection of taxes in such county; to repeal certain provisions of the Monroe county tax foreclosure act, relating to certain foreclosure actions; and to repeal certain provisions of the Monroe county in rem tax foreclosure act, relating to the filing of affidavits” – County Executive Maggie Brooks

MOVED by Legislator Quatro, SECONDED by Legislator Driscoll.

Legislator Quatro MOVED and Legislator Driscoll SECONDED a Motion to Amend File No. 09-0114 to amended as follows:

Section 1. The title of the referral is amended to read as follows:

Home Rule Messages for Senate Bill No. S.2408-~~A~~ and Assembly Bill No. A. 5303-~~A~~ Entitled, “An act to amend the Monroe county tax act, in relation to the assessment, levy and collection of taxes in Monroe county; to amend the Monroe county tax foreclosure act, in relation to the foreclosure of tax liens in Monroe county; to repeal certain provisions of the Monroe county tax act, relating to the collection of taxes in such county; to repeal certain provisions of the Monroe county tax foreclosure act, relating to certain foreclosure actions; and to repeal certain provisions of the Monroe county in rem tax foreclosure act, relating to the filing of affidavits”

Section 2. The specific legislative actions required are amended to read as follows:

**The specific legislative actions required are:**

1. Adopt a home rule message resolution for Senate Bill No. S. 2408-~~A~~ entitled, , “An act to amend the Monroe county tax act, in relation to the assessment, levy and collection of taxes in Monroe county; to amend the Monroe county tax foreclosure act, in relation to the foreclosure of tax liens in Monroe county; to repeal certain provisions of the Monroe county tax act, relating to the collection of taxes in such county; to repeal certain provisions of the Monroe county tax foreclosure act, relating to certain foreclosure actions; and to repeal certain provisions of the Monroe county in rem tax foreclosure act, relating to the filing of affidavits”

2. Adopt a home rule message resolution for Assembly Bill No. A. 5303-A entitled, , “An act to amend the Monroe county tax act, in relation to the assessment, levy and collection of taxes in Monroe county; to amend the Monroe county tax foreclosure act, in relation to the foreclosure of tax liens in Monroe county; to repeal certain provisions of the Monroe county tax act, relating to the collection of taxes in such county; to repeal certain provisions of the Monroe county tax foreclosure act, relating to certain foreclosure actions; and to repeal certain provisions of the Monroe county in rem tax foreclosure act, relating to the filing of affidavits”

(Added Language is underlined)

ADOPTED: 8-0  
ADOPTED: \*8-0 (As Amended)

09-0116 - Amend The 2009-2014 Capital Improvement Program and the 2009 Capital Budget to Add a Project Entitled “American Recovery and Reinvestment Act – Highways;” Authorize Financing for the Project; Authorize the Department of Transportation to Advertise for Bids; Authorize Contracts with the New York State Department of Transportation; Authorize Intermunicipal Agreements with the Towns of Brighton, Penfield and Webster and Authorize an Intermunicipal Agreement with the Village of Scottsville – As A Matter Of Importance – County Executive Maggie Brooks

MOVED by Legislator Adair, SECONDED by Legislator McCann.

ADOPTED: 8-0

09-0117 - Authorize Implementation Of a Project Labor Agreement for the Monroe County Public Safety Laboratory Project – As A Matter Of Importance – County Executive Maggie Brooks

MOVED by Legislator McCann, SECONDED by Legislator Adair.

ADOPTED: 8-0

09-0118 - Amend the 2009-2014 Capital Improvement Program and the 2009 Capital Budget to Add a Project Entitled “American Recovery and Reinvestment Act – Sign Replacement Program;” Authorize Financing for the Project and Authorize a Contract with the New York State Department of Transportation – As A Matter Of Importance – County Executive Maggie Brooks

MOVED by Legislator Adair, SECONDED by Legislator McCann.

ADOPTED: 8-0

09-0119 - Amend the 2009-2014 Capital Improvement Program and the 2009 Capital Budget to Add a Project Entitled “American Recovery and Reinvestment Act – Bridges;” Authorize Financing for the Project, Authorize the Department of Transportation to Advertise for Bids and Authorize a Contract with the New York State Department of Transportation – As A Matter Of Importance – County Executive Maggie Brooks

MOVED by Legislator Quatro, SECONDED by Legislator Driscoll.

ADOPTED: 8-0

OTHER MATTERS:

Kevin Finnerty, Assistant County Executive, indicated that the Analysis and Feasibility Study regarding the County pursuing a four-day work week would be available for review in the Legislature Clerk's Office by the end of the week.

Legislator Andrews asked Chief Financial Officer Scott Adair for copies of reports regarding the Fair Plan settlement and Capital fund accounts.

ADJOURNMENT:

There being no additional matters, Vice Chairman Barker adjourned the meeting at 6:40 p.m. The next meeting of the Ways and Means Committee will be Wednesday, April 29, 2009 p.m.

Respectfully submitted,  
Cheryl M. Rozzi  
Deputy Clerk of the Legislature