

FOURTH DAY

TUESDAY, APRIL 10, 2007

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present — Legislators Adair, Barker, Bronson, Cassetti, Colby, Cruz, DiRaddo, Driscoll, Eckel, Gamble, Haney, Hanna, Heider, LaFountain, Lee, Lightfoot, Malta, McCann, O'Brien, Palumbo, Quatro, Smith, Tucciarello, Valerio, Yolevich, Zyra — 26

Absent — Legislators Dobson, Aldersley and Andrews — 3

Note: Legislator Aldersley entered the Chambers and was present for the remainder of the meeting

Meeting formally opened. At the invitation of Legislator Harry B. Bronson, Right Reverend Jack M. McKelvey of the Episcopal Diocese of Rochester, delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator José A. Cruz.

IN MEMORIAMS

36. Smith & Palumbo Intro. 122 Res. 158 26-0 07-0150 Expressing Regret of the Monroe County Legislature On The Recent Passing Of The Honorable Joseph Campbell, Former Supervisor of the Town of Gates Matter Of Urgency

This resolution was read into record and adopted unanimously with each Legislator rising in her or his place for a moment of silence.

37. Smith & Palumbo Intro. 123 Res. 159 26-0 07-0151 Expressing Regret of the Monroe County Legislature On The Recent Passing Of The Honorable Adrian B. Stanton, Jr., Former Supervisor of the Town of Webster Matter Of Urgency

This resolution was read into record and adopted unanimously with each Legislator rising in her or his place for a moment of silence.

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 3, March 13, 2007 was approved as submitted.

PETITIONS AND COMMUNICATIONS

PROCLAMATIONS

By the President of the Legislature — WAYNE E. ZYRA

Recognized Jointly with Legislator Richard Yolevich, "Dr. Thomas Dimitry" to thank him for his continued efforts on behalf of military veterans in our community

Read and Filed.

Recognized Jointly with Legislator C. Stephen Eckel, “Jackie Enright” for all of her hard work, dedication and business achievements and to wish her success in all of her future endeavors.

Read and Filed

Recognized Jointly with Legislators Carla M. Palumbo and C. Stephen Eckel, “Hahn Photographic” for their contribution to the Maplewood Neighborhood and for making Monroe County their home.

Read and Filed

Recognized Jointly with Legislators Stephanie Polowe Aldersley, Edward M. O’Brien and C. Stephen Eckel “Paul E. Baker” for his heroic actions and deep dedication to serving his country with honor and immeasurable courage.

Read and Filed

RECESS

A recess was declared by President Zyra to allow for five **Public Hearings** entitled...

Note: Legislator Aldersley entered the Chambers during the Public Hearings and was present for the remainder of the meeting.

"Amending Local Law No. 1 Of 2001, As Amended By Local Law Nos. 6 And 8 Of 2002, Local Law Nos. 3, 8 And 14 Of 2003, Local Law Nos. 2 And 3 Of 2004, Local Law Nos. 6 And 7 Of 2005 And Local Law Nos. 2, 3, 9 And 10 Of 2006 And Local Law Nos. 1, 4 And ___Of 2007 To Revise Empire Zone Boundary” No speakers addressed the Legislature and the hearing concluded at 6:27 P.M.

“Approving An Increase And Improvement Of The Facilities Of The Rochester Pure Waters.” No speakers addressed the Legislature and the hearing concluded at 6:28 P.M.

“Approving An Increase And Improvement Of The Facilities Of The Irondequoit Bay South Central Pure Waters District.” No speakers addressed the Legislature and the hearing concluded at 6:29 P.M.

“Approving An Increase And Improvement Of The Facilities Of The Northwest Quadrant Pure Waters District.” No speakers addressed the Legislature and the hearing concluded at 6:30 P.M.

“Approving An Increase And Improvement Of The Facilities Of The Gates-Chili-Ogden Sewer District.” No speakers addressed the Legislature and the hearing concluded at 6:31 P.M.

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of April 10, 2007 and proceeded under the Usual Order of Business.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Six speakers addressed the Legislature on various subjects and the Open Forum concluded at 6:45 P.M.

RECESS

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

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of April 10, 2007 and proceeded under the Usual Order of Business.

LOCAL LAWS

1. Driscoll & Barker
Intro. 124
M. 42
27-0 07-0031 Providing That Local Law (Intro. No.139 Of 2007), Entitled “Amending Local Law No. 1 Of 2001, As Amended By Local Law Nos. 6 And 8 Of 2002, Local Law Nos. 3, 8 And 14 Of 2003, Local Law Nos. 2 And 3 Of 2004 And Local Law Nos. 6 And 7 Of 2005 And Local Law Nos. 2,3,6,9 And 10 Of 2006 And Local Law Nos. 1, 4 And __Of 2007 To Revise Empire Zone Boundary,” Be Lifted From the Table

2. Tucciarello, Driscoll & Barker
Intro. 125
M. 43
27-0 07-0031 Providing That Local Law (Intro. No. 139 Of 2007), Entitled “Amending Local Law No. 1 Of 2001, As Amended By Local Law Nos. 6 And 8 Of 2002, Local Law Nos. 3, 8 And 14 Of 2003, Local Law Nos. 2 And 3 Of 2004 And Local Law Nos. 6 And 7 Of 2005 And Local Law Nos. 2,3,6,9 And 10 Of 2006 And Local Law Nos. 1, 4 And __Of 2007 To Revise Empire Zone Boundary” Be Adopted
Planning and Economic Development Committee; February 26, 2007 – CV: 5-0

Intro. 139 Main Motion
Local Law No. TBA
27-0

N. Consideration of Motions, Resolutions and Notices

3. Cassetti & LaFountain
Intro. 126
M. 44
27-0 07-0063 Providing That Resolution (Intro. No. 175 Of 2007), Entitled “Approving An Increase And Improvement Of Facilities In The Rochester Pure Waters District,” Be Lifted From The Table

4. Cassetti & LaFountain
Intro. 127
M. 45
27-0 07-0063 Providing That Resolution (Intro. No. 175 Of 2007), Entitled “Approving An Increase And Improvement Of Facilities In The Rochester Pure Waters District,” Be Adopted
Environment and Public Works Committee; February 28, 2007 – CV: 6-0
Ways and Means Committee; February 28, 2007 – CV: 8-0

Intro. 175 Main Motion
Res. 160
27-0

5. LaFountain & McCann
Intro. 128
Res. 161
27-0
07-0063.br Resolution Authorizing The Issuance Of \$18,000,000 Bonds Of The County Of Monroe, New York, To Finance The Cost Of The Increase And Improvement Of The Facilities Of The Rochester Pure Waters District In And For Said County, And Superseding The Bond Resolution Adopted On May 9, 2006 (Resolution No. 105 Of 2006)
Environment and Public Works Committee; February 28, 2007 - CV: 6-0
Ways and Means Committee; February 28, 2007 - CV: 8-0
6. Cassetti & LaFountain
Intro. 129
M. 46
27-0
07-0065 Providing That Resolution (Intro. No. 178 Of 2007), Entitled "Approving An Increase And Improvement Of Facilities In The Irondequoit Bay South Central Pure Waters District," Be Lifted From The Table
7. Cassetti & LaFountain
Intro. 130
M. 47
27-0
07-0065 Providing That Resolution (Intro. No. 178 Of 2007), Entitled "Approving An Increase And Improvement Of Facilities In The Irondequoit Bay South Central Pure Waters District," Be Adopted
Environment and Public Works Committee; February 28, 2007 - CV: 6-0
Ways and Means Committee; February 28, 2007 - CV: 8-0

Intro. 178
Res. 162
27-0
Main Motion
8. Cassetti & LaFountain
Intro. 131
Res. 163
27-0
07-0065.br Resolution Authorizing The Issuance Of \$12,000,000 Bonds Of The County Of Monroe, New York, To Finance The Cost Of The Increase And Improvement Of The Facilities Of The Irondequoit Bay South Central Pure Waters District In And For Said County, And Superseding The Bond Resolution Adopted On May 9, 2006 (Resolution No. 107 Of 2006)
Environment and Public Works Committee; February 28, 2007 - CV: 6-0
Ways and Means Committee; February 28, 2007 - CV: 8-0
9. Cassetti & LaFountain
Intro. 132
M. 48
27-0
07-0067 Providing That Resolution (Intro. No. 181 Of 2007), Entitled "Approving An Increase And Improvement Of Facilities In The Northwest Quadrant Pure Waters District," Be Lifted From The Table
10. Cassetti & LaFountain
Intro. 133
M. 49
27-0
07-0067 Providing That Resolution (Intro. No. 181 Of 2007), Entitled "Approving An Increase And Improvement Of Facilities In The Northwest Quadrant Pure Waters District," Be Adopted
Environment and Public Works Committee; February 28, 2007 - CV: 6-0
Ways and Means Committee; February 28, 2007 - CV: 8-0

Intro. 181
Res. 164
27-0
Main Motion
11. Cassetti & LaFountain
Intro. 134
Res. 165
27-0
07-0067.br Resolution Authorizing The Issuance Of \$8,000,000 Bonds Of The County Of Monroe, New York, To Finance The Cost Of The Increase And Improvement Of The Facilities Of The Northwest Quadrant Pure Waters District In And For Said County, And Superseding The Bond Resolution Adopted On May 9, 2006 (Resolution No. 109 Of 2006)
Environment and Public Works Committee; February 28, 2007 - CV: 6-0
Ways and Means Committee; February 28, 2007 - CV: 8-0
12. Cassetti & LaFountain
Intro. 135
M. 50
27-0
07-0069 Providing That Resolution (Intro. No. 184 Of 2007), Entitled "Approving An Increase And Improvement Of Facilities In The Gates-Chili-Ogden Sewer District," Be Lifted From The Table

13. Cassetti & LaFountain
Intro. 136
M. 51
27-0
07-0069
Providing That Resolution (Intro. No. 184 Of 2007), Entitled “Approving An Increase And Improvement Of Facilities In The Gates-Chili-Ogden Sewer District,” Be Adopted
Environment and Public Works Committee; February 28, 2007 - CV: 6-0
Ways and Means Committee; February 28, 2007 - CV: 8-0

Intro. 184
Res. 166
27-0
Main Motion
14. Cassetti & LaFountain
Intro. 137
Res. 167
27-0
07-0069.br
Resolution Authorizing The Issuance Of \$7,000,000 Bonds Of The County Of Monroe, New York, To Finance The Cost Of The Increase And Improvement Of The Facilities Of The Gates-Chili-Ogden Sewer District In And For Said County, And Superseding The Bond Resolution Adopted On May 9, 2006 (Resolution No. 111 Of 2006)
Environment and Public Works Committee; February, 28, 2007 - CV: 6-0
Ways and Means Committee; February 28, 2007 - CV: 8-0
15. Driscoll & LaFountain
Intro. 138
Res. 168
27-0
07-0101
Accepting Grant From Monroe County Industrial Development Corporation
Planning and Economic Development Committee; March 26, 2007 – CV: 4-0
Ways and Means Committee; March 28, 2007- CV: 10-0
16. Driscoll & LaFountain
Intro. 139
Res. 169
27-0
07-0102
Accepting Grant From County Of Monroe Industrial Development Agency
Planning and Economic Development Committee; March 26, 2007 – CV: 4-0
Ways and Means Committee; March 28, 2007- CV: 10-0
17. Driscoll & LaFountain
Intro. 140
Res. 170
27-0
07-0103
Authorizing Contract With Greater Rochester Enterprise For General Operating Expenses
Planning and Economic Development Committee; March 26, 2007 – CV: 4-0
Ways and Means Committee; March 28, 2007- CV: 10-0
18. Yolevich, Cassetti, Malta, Colby & LaFountain
Intro. 141
Res. 171
27-0
07-0104
Authorizing Intermunicipal Agreement Between Village Of Spencerport And Northwest Quadrant Pure Waters District For Construction And Services
Intergovernmental Relations Committee; March 27, 2007 – CV: 4-0
Environment and Public Works Committee; March 28, 2007 – CV: 7-0
Ways and Means Committee; March 28, 2007 – CV: 10-0
19. Smith & LaFountain
Intro. 142
Res. 172
27-0
07-0106
Accepting Two Grants From New York State Office Of Children and Family Services; Authorizing Contract With Coordinated Care Services, Inc. For Monroe County County Youth Asset Building Initiative
Human Services Committee; March 27, 2007 – CV: 7-0
Ways and Means Committee; March 28, 2007 – CV: 10-0
20. Quatro & LaFountain
Intro. 143
Res. 173
27-0
07-0107
Accepting Grant From New York State Department Of Health For Sexually Transmitted Disease In Jails Program
Human Services Committee; March 27, 2007 – CV: 7-0
Ways and Means Committee; March 28, 2007 – CV: 10-0

21. Adair & LaFountain
Intro. 144
Res. 174
27-0
07-0108 Authorizing Contract With Coordinated Care Services, Inc. For Nurse-Family Partnership Program
Human Services Committee; March 27, 2007 – CV: 7-0
Ways and Means Committee; March 28, 2007 – CV: 10-0
22. Cassetti & LaFountain
Intro. 145
Res. 175
27-0
07-0109 Authorizing Contract With M/E Engineering, P.C. For Professional Services For Professional Services For Monroe County Jail Sprinkler Project
Environment and Public Works Committee; March 28, 2007 – CV: 7-0
Ways and Means Committee; March 28, 2007 – CV: 10-0
23. Cassetti & LaFountain
Intro. 146
Res. 176
25-2
07-0110 Authorizing Energy Performance Contract With Siemens Building Technologies, Inc. For Energy Conservation Improvements At Rochester Pure Waters District's Frank E. Van Lare Wastewater Treatment Facility
Environment and Public Works Committee; March 28, 2007 – CV: 6-1
Ways and Means Committee; March 28, 2007 – CV: 9-1
(Legislators Lee and Haney voted in the negative)
24. Cassetti & LaFountain
Intro. 147
Res. 177
27-0
07-0112 Authorizing Contract With URS Corporation For Design And Monitoring Services For Environmental Compliance Project At Greater Rochester International Airport
Environment and Public Works Committee; March 28, 2007 – CV: 7-0
Ways and Means Committee; March 28, 2007 – CV: 10-0
25. Tucciarello, Cassetti & LaFountain
Intro. 148
Res. 178
27-0
07-0113 Authorizing Ten-Year Master Grant Agreement With New York State For Aid Relating To Improvements At Greater Rochester International Airport; Accepting New York State Financial Assistance For Airport Improvements
Environment and Public Works Committee; March 28, 2007 – CV: 7-0
Ways and Means Committee; March 28, 2007 – CV: 10-0
26. Tucciarello & LaFountain
Intro. 149
Res. 179
26-0-1
07-0114 Authorizing Acquisition of Property Interests For Construction And Maintenance Of Traffic Signal Equipment At Ridgeway Avenue In The Town Of Greece
Transportation Committee; March 28, 2007 – CV: 8-0
Ways and Means Committee; March 28, 2007 – CV: 10-0
(Legislator DiRaddo abstained from voting with permission from President Zyra)
27. Malta, Tucciarello & LaFountain
Intro. 150
Res. 180
27-0
07-0115 Authorizing Acquisition Of Property Interests In Real Property For Schlegel Road Culvert Replacement Project In The Town Of Webster
Transportation Committee; March 28, 2007 – CV: 8-0
Ways and Means Committee; March 28, 2007 – CV: 10-0
28. Tucciarello & LaFountain
Intro. 151
Res. 181
27-0
07-0116 Authorizing Acquisition Of Property Interests In Real Property For Lawton Road Bridge Replacement Project In The Town Of Clarkson
Transportation Committee; March 28, 2007 – CV: 8-0
Ways and Means Committee; March 28, 2007 – CV: 10-0
29. Barker, Tucciarello & LaFountain
Intro. 152
07-0117 Authorizing Acquisition Of Property Interests In Real Property For Whitney Road Culvert Replacement Project In The Town Of Perinton
Transportation Committee; March 28, 2007 – CV: 8-0
Ways and Means Committee; March 28, 2007 – CV: 10-0

- Res. 182
27-0
30. LaFountain & 07-0118 Authorizing Sale Of County Owned Tax Foreclosed Property; Town Of Irondequoit
McCann Ways and Means Committee; March 28, 2007 – CV: 10-0
Intro. 153
Res. 183
27-0
31. LaFountain & 07-0119 Authorizing Sale Of County Owned Tax Foreclosed Property; Town Of Irondequoit
McCann Ways and Means Committee; March 28, 2007 – CV: 10-0
Intro. 154
Res. 184
27-0
32. LaFountain & 07-0120 Directing Correction, Cancellation And Levy Of Certain Monroe County Taxes In City
McCann Of Rochester And Towns Of Brighton, Greece, Irondequoit And East Rochester
Intro. 155 Ways and Means Committee; March 28, 2007 – CV: 10-0
Res. 185
27-0
33. LaFountain & 07-0121 Authorizing In Rem Tax Foreclosure Action No. 137
McCann Ways and Means Committee; March 28, 2007 – CV: 10-0
Intro. 156
Res. 186
27-0
34. LaFountain & 07-0122 Authorizing Acquisition Of Properties On Hillcrest Road In The Town Of Brighton
McCann Ways and Means Committee; March 28, 2007 – CV: 10-0
Intro. 157
Res. 187
27-0
35. LaFountain & 07-0124 Authorizing Implementation Of Project Labor Agreement For Monroe Community
McCann College Building 9 Expansion And Renovation Project (Wolk Nursing School Of Excellence
Intro. 158 And Phase I Renovations)
Res. 188 Ways and Means Committee; March 28, 2007 – CV: 10-0
27-0

UNFINISHED BUSINESS

NONE

Upon Motion by Legislator Smith, the Legislature adjourned at 6:57 P.M. until Tuesday, May 8, 2007 at 6:00 P.M.

DAVID M. BARRY, JR.
Clerk of the Legislature