

TENTH DAY

TUESDAY, SEPTEMBER 11, 2007

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present — Legislators Adair, Aldersley, Andrews, Barker, Bronson, Casseti, Colby, Cruz, DiRaddo, Dobson, Driscoll, Eckel, Gamble, Haney, Hanna, Heider, LaFountain, Lightfoot, Malta, McCann, O'Brien, Palumbo, Quatro, Smith, Tucciarello, Valerio, Yolevich, Zyra — 28

Absent — Legislator Lee, Jr. — 1

President Zyra held a Moment of Silence in remembrance of the tragedies of September 11, 2001.

Meeting formally opened. At the invitation of Legislator Stephen Tucciarello, Pastor Blake Nicodemus of Go Ministries delivered the invocation.

PRESENTATION OF THE COLORS AND PLEDGE OF ALLEGIANCE

President Zyra recognized the Vietnam Veterans Chapter 20 Honor Guard and asked them to present the Colors of our Country. The Pledge of Allegiance to the Flag was led by Legislator Richard Yolevich. At the conclusion of the Pledge of Allegiance, the Colors were retired.

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 9, August 14, 2007 was approved as submitted.

PETITIONS AND COMMUNICATIONS

PROCLAMATIONS

By the President of the Legislature — **WAYNE E. ZYRA**

Proclaimed Jointly with County Executive Maggie Brooks and Legislator Richard Yolevich “Vietnam Veterans of America Chapter 20 Honor Guard” for more than two decades of dedicated service to the Vietnam Veterans and their families in the Monroe County community.

Read and Filed.

Proclaimed Jointly with County Executive Maggie Brooks and Legislators Richard Yolevich, Robert J. Colby and Stephanie Polowe-Aldersley “Luann Van Peursem” for receiving the United States Air Force Commendation Medal with Valor for saving the lives of two U.S. Soldiers.

Read and Filed.

Awarded Jointly with County Executive Maggie Brooks, Stephen C. Bowman, Director of the Monroe County Public Safety Department and Legislator R. Anthony LaFountain “The Honorable Albert E. Goldman” for his service on the Monroe County Traffic Safety Board.

Read and Filed.

Recognized Jointly with Legislators Stephen Tucciarello and Mary A. Valerio “Coach Tony Valente and the Gates-Chili - Senior Little League Team” for winning the 2007 District One and District Four Senior Little League Championships.
Read and Filed.

Recognized Jointly with Legislators Mary A. Valerio and Travis R. Heider “Lawrence Shulman” and congratulate him for being elected to the position of National Commander of the Jewish War Veterans of the U.S.A.
Read and Filed.

Recognized Jointly with Legislators Carla M. Palumbo and Willie J. Lightfoot “Floyd A. Madison” for outstanding leadership as Fire Chief of the City of Rochester and for his deep dedication to the members of this community.
Read and Filed.

Recognized Jointly with Legislator Willie J. Lightfoot “Jefferson Avenue Childhood Development Center” and acknowledge its tremendous positive impact in our community.
Read and Filed.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Five speakers addressed the Legislature on various subjects and the Open Forum concluded at 6:55 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 September 11, 2007 and proceeded under the Usual Order of Business.

MOTIONS, RESOLUTIONS AND NOTICES

1. Driscoll & LaFountain Intro. 338 M. 97 28-0 07-0246 Providing That Resolution (Intro. No. 309 Of 2007) Entitled, “Authorizing Additions To Monroe County Agricultural Districts,” Be Lifted From The Table

 2. Driscoll & LaFountain Intro. 339 M. 98 28-0 07-0246 Providing That Resolution (Intro. No. 309 Of 2007) Entitled, Authorizing Additions To The Monroe County Agricultural Districts”, Be Adopted Planning and Economic Development Committee; July 30, 2007 – CV: 4-0 Ways and Means Committee; August 1, 2007 – CV: 9-0
- Intro. 309 Res. 323 28-0 Main Motion

3. Barker, DiRaddo & Eckel
Intro. 340

Intro. 341
M. 99
28-0
- 07-0278 Public Education Campaign Regarding Wireless AMBER Alerts
Public Safety Committee; August 20, 2007 – CV: 7-0
- Malta/DiRaddo/Eckel
A Motion to Amend Intro. 340 as follows:
1. Delete – Section 1 of Resolution
 2. Substitute Section 1 as written below:
- Monroe County is directed to provide a link on its website to the New York State Police website (<http://www.nysamber.troopers.state.ny.us/Subscription/>) where residents have choice to register to receive emails regarding New York State Amber Alerts or New York State AMBER Alerts or New York State Missing Child/College Student Alerts. This site also includes a direct link to Wireless AMBER Alerts.
- a
- Intro. 340
Res. 324 (As Amended by M.99)
28-0
- Main Motion
4. Driscoll & LaFountain
Intro. 342
Res. 325
28-0
- 07-0284 Amending Resolution 226 Of 2007 To Increase The Approval Of Issuance Of Tax-Exempt Multi-Family Housing Revenue Bonds By The County Of Monroe Industrial Development Agency On Behalf Of Ridgeview Special Needs Apartments, L.P. In The City Of Rochester, Monroe County New York
Planning and Economic Development Committee; August 27, 2007 – CV: 5-0
Ways and Means Committee; August 22, 2007 – CV: 8-0
5. Barker & LaFountain
Intro. 343
Res. 326
28-0
- 07-0285 Authorizing Contract With Advanced Concepts, Inc. For 911 Computer Aided Dispatch And Integrated Systems Replacement Project Management Consultation Services For Monroe County Department Of Public Safety
Public Safety Committee; August 20, 2007 – CV: 7-0
Ways and Means Committee; August 22, 2007 – CV: 8-0
6. Barker & LaFountain
Intro. 344
Res. 327
28-0
- 07-0286 Authorizing Contract With The Commission On Accreditation For Law Enforcement Agencies, Inc. For Services To Re-Accredit The Monroe County Sheriff's Office
Public Safety Committee; August 20, 2007 – CV: 7-0
Ways and Means Committee; August 22, 2007 – CV: 8-0
7. Valerio & LaFountain
Intro. 345
Res. 328
28-0
- 07-0287 Amending The 2007 Monroe County Parks Department Budget To Appropriate Community Development Block Grant Funding To Purchase Playground Equipment To Be Installed At Churchville And Webster Parks
Recreation and Education Committee; August 21, 2007 – CV: 5-0
Ways and Means Committee; August 22, 2007 – CV: 8-0
8. Malta & Tucciarello
Intro. 346
Res. 329
27-0-1
- 07-0288 Authorizing The Jurisdictional Transfer Of Ling Road In The Town Of Greece To Monroe County And Authorize An Intermunicipal Agreement With The Town Of Greece For Costs Associated With Off Expressway Lighting Within The Town
Intergovernmental Relations Committee; August 21, 2007 – CV: 5-0
Transportation Committee; August 22, 2007 – CV: 7-0
(Legislator DiRaddo abstained from voting with President Zyra's permission)
9. Dobson & LaFountain
Intro. 347
Res. 330
28-0
- 07-0289 Accepting Grant From The New York State Department Of Health For The Rabies Reimbursement Program
Human Services Committee; August 21, 2007 – CV: 8-0
Ways and Means Committee; August 22, 2007 – CV: 8-0
10. Dobson & LaFountain
Intro. 348
- 07-0290 Accepting Grant From The New York State Office Of Children And Family Services For The Day Care Registration And Compliance Program
Human Services Committee; August 21, 2007 – CV: 8-0

- Res. 331
28-0
11. Dobson & LaFountain
Intro. 349
Res. 332
28-0
12. Cassetti & LaFountain
Intro. 350
Res. 333
28-0
13. Cassetti & LaFountain
Intro. 351
Res. 334
28-0
14. Cassetti & LaFountain
Intro. 352
Res. 335
28-0
15. Cassetti & LaFountain
Intro. 353
Res. 336
28-0
16. Cassetti & Tucciarello
Intro. 354
Res. 337
28-0
17. Tucciarello & LaFountain
Intro. 355
Pittsford
Res. 338
28-0
18. Tucciarello & LaFountain
Intro. 356
Res. 339
28-0
19. Tucciarello, LaFountain & Valerio
Intro. 357
Res. 340
28-0
- 07-0291
- 07-0292
- 07-0292 br.
- 07-0293
- 07-0294
- 07-0296
- 07-0297
- 07-0298
- 07-0299
- Ways and Means Committee; August 22, 2007 – CV: 8-0
- Amending Resolution 172 Of 2007 To Accept Three Additional Grants From The New York State Office Of Children And Family Services And Amend The Contract With Coordinated Care Services, Inc. For The Monroe County Youth Asset Building Initiative
Human Services Committee; August 21, 2007 – CV: 8-0
Ways and Means Committee; August 22, 2007 – CV: 8-0
- Amending The 2007 Capital Budget And Bond Resolution 393 Of 2004 To Increase The Project Authorization For The Taxiway A-Contract 2 Project At The Greater Rochester International Airport And Authorize A Contract With Ramsey Constructors, Inc. For Construction, For The Taxiway A-Contract 2 And Taxiway D-Contract 2 Projects At The Greater Rochester International Airport
Environment and Public Works Committee; August 22, 2007 – CV: 7-0
Ways and Means Committee; August 22, 2007 – CV: 8-0
- Resolution Authorizing The Issuance Of \$3,200,000 Bonds Of The County Of Monroe, New York, To Finance The Cost Of The Reconstruction And Renovation Of Taxiways At The Greater Rochester International Airport In And For Said County, And Superseding The Bond Resolution Adopted On November 15, 2004 (Resolution No. 393 Of 2004)
Environment and Public Works Committee; August 22, 2007 – CV: 7-0
Ways and Means Committee; August 22, 2007 – CV: 8-0
- Authorizing Contract With Passero Associates For Preparation Of An Automobile Parking Master Plan And To Provide Design Services For The Airport Parking Facilities Upgrade Project At The Greater Rochester International Airport
Environment and Public Works Committee; August 22, 2007 – CV: 7-0
Ways and Means Committee; August 22, 2007 – CV: 8-0
- Authorizing Contracts With Crane-Hogan Structural Systems, Inc., Schuler-Haas Electric Corp., Pipitone Enterprises, LLC, And John W. Danforth Company For Construction Services For The Riverton Pump Station Improvements Project
Environment and Public Works Committee; August 22, 2007 – CV: 7-0
Ways and Means Committee; August 22, 2007 – CV: 8-0
- Adopting Determination And Findings, Mill Road Highway Improvement Project P.N. 4753,07, Town Of Greece
Environment and Public Works Committee; August 22, 2007 – CV: 7-0
Transportation Committee; August 22, 2007 – CV: 7-0
- Authorizing Contract For Engineering Services With Erdman Anthony And Associates, Inc., And Authorizing Contract With The New York State Department Of Transportation For Replacement Of The Marsh Road Bridge Over Cullen’s Run Creek In The Town Of
Transportation Committee; August 22, 2007 – CV: 7-0
Ways and Means Committee; August 22, 2007 – CV: 8-0
- Authorizing Contract For Engineering Services With Barton And Loguidice, P.C. And Authorizing Contract With The New York State Department Of Transportation For The Westfall Road III Project In The City Of Rochester And The Town Of Brighton
Transportation Committee; August 22, 2007 – CV: 7-0
Ways and Means Committee; August 22, 2007 – CV: 8-0
- Amending The 2007-2008 Capital Improvement Program And The 2007 Capital Budget To Add A Project Entitled “Paul Road-Fisher Road Corridor Improvements;” Authorize Financing For The Project; Authorizing Contract For Engineering Services With Lu Engineers; Authorizing Contract With The New York State Department Of Transportation; And Authorizing An Intermunicipal Agreement With The Town Of Chili
Transportation Committee; August 22, 2007 – CV: 7-0
Ways and Means Committee; August 22, 2007 – CV: 8-0

20. Tucciarello & LaFountain
Intro. 358
Res. 341
28-0
- 07-0299 br. Resolution Authorizing The Issuance of \$635,000 Bonds Of The County Of Monroe, New York, To Finance The Cost Of The Construction, Rehabilitation And Improvement Of The Paul Road-Fisher Road Corridor In And For Said County, At An Estimated Maximum Cost Of \$635,000
Transportation Committee; August 22, 2007 – CV: 7-0
Ways and Means Committee; August 22, 2007 – CV: 8-0
21. Tucciarello & LaFountain
Intro. 359
Res. 342
28-0
- 07-0300 Accepting Federal And State Aid For Operation And Maintenance Of The Rochester/Monroe County Traffic Control Center; Authorizing Contract With New York State Department Of Transportation For Maintenance Of State Traffic Signal Equipment; Authorizing A Contract With New York State Department Of Transportation For Communication Conduit For Monroe County Intelligent Transportation System Network
Transportation Committee; August 22, 2007 – CV: 7-0
Ways and Means Committee; August 22, 2007 – CV: 8-0
22. LaFountain & McCann
Intro. 360
Res. 343
28-0
- 07-0301 Accepting An Offer Of Compensation And Corresponding Payment By The State Of New York For Appropriation Of Property On East Henrietta Road In The Town Of Brighton
Ways and Means Committee; August 22, 2007 – CV: 8-0
23. Yolevich, LaFountain & McCann
Intro. 361
Res. 344
28-0
- 07-0302 Authorizing Sale Of County Owned Tax Foreclosed Property, Village Of Hilton
Ways and Means Committee; August 22, 2007 – CV: 8-0
24. LaFountain & McCann
Intro. 362
Res. 345
28-0
- 07-0303 Authorizing Contract With Wahl Media For Handicapped Parking Radio And Television Media Campaign
Ways and Means Committee; August 22, 2007 – CV: 8-0
25. Dobson & LaFountain
Intro. 363
Res. 346
28-0
- 07-0305 Authorizing Contract With Regent Systems, Inc. For Development, Maintenance And Support Of the Education For Children With Disabilities Database
Human Services Committee; August 21, 2007 – CV: 8-0
Ways and Means Committee; August 22, 2007 – CV: 8-0
26. Dobson & LaFountain
Intro. 364
Res. 347
28-0
- 07-0306 Amending Resolution 153 Of 2007 To Accept Additional Funding From The New York State Department Of Health For The Consolidated Child And Family Health Program
Human Services Committee; August 21, 2007 – CV: 8-0
Ways and Means Committee; August 22, 2007 – CV: 8-0

Matter Of Urgency

27. Barker & LaFountain
Intro. 365
Res. 348
28-0
- 07-0331 Accepting Grant From New York State Division Of Criminal Justice Services, Bureau Of Justice Funding For Byrne Justice Assistance Grant
Matter Of Urgency

UNFINISHED BUSINESS

Legislator Heider made a Motion to Discharge from Committee File No. 07-0203.

Intro. 366
M. 100

Heider/Bronson

Intro. 367
M. 101
27-1

Legislator Palumbo
A Motion to Call the Question on File No. 07-0203
(Legislator Smith voted in the negative)

Intro. 366
M. 100
10-17-1 F

Heider/Bronson
A Motion to Discharge from Committee File No. 07-0203
(Legislator O'Brien abstained from voting with permission from President Zyra)

Upon Motion by Legislator Smith, the Legislature adjourned at 7:45 P.M. until Tuesday, October 9, 2007 at 6:00 P.M.

DAVID M. BARRY, JR.
Clerk of the Legislature