

**FOURTEENTH DAY**

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**TUESDAY, DECEMBER 8, 2009**

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Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

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**ROLL CALL**

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Present — Legislators Adair, Andrews, Antelli, Barker, Beebe, Bronson, Casseti, Colby, Cruz, Daniele, Drawe, Driscoll, Eckel, Esposito, Gamble, Gumina, Haney, Hanna, Heider, Lee, Lightfoot, McCann, O'Brien, Quatro, Tucciarello, Valerio, Yolevich, Zyra — 28

Absent – Legislator Kaleh (1)

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Meeting formally opened. At the invitation of Legislator Vincent J. Esposito, Father Morgan Rice of Christ the King Church delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Travis R. Heider.

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**APPROVAL OF MINUTES**

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Without objection, the journal of the session of Day 13, November 10, 2009 was approved as submitted.

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**PETITIONS AND COMMUNICATIONS**

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*Note: President Zyra recognized former legislator Douglas B. Dobson.*

**PROCLAMATIONS**

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

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**Proclaimed “Murph Shapiro” on his retirement and for his many dedicated years to Monroe Community College’s Athletic Department**

Read and Filed.

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**Recognized Jointly with Legislators E. Daniel Quatro and Carmen F. Gumina “Webster Schroeder Warriors Varsity Football Team” for their hard work and outstanding achievement.**

Read and Filed.

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**Recognized Jointly with Legislators Carrie M. Andrews and Harry B. Bronson “George Eastman House International Museum of Photography and Film” for 60 years of exceptional dedication to the collection, preservation, and presentation of the history of film and photography.**

Read and Filed.

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**Recognized Jointly with Legislators Richard Beebe, Willie J. Lightfoot and Jack Driscoll “Genesee Valley Chapter LVII Veterans of the Battle of the Bulge” for their heroic efforts and dedicated service to our nation.**

Read and Filed.

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**Recognized Jointly with Legislator José A. Cruz “Julio Vázquez, Sr.” for his lifelong commitment to the community and wish him a fulfilling retirement.**

Read and Filed.

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**Recognized Jointly with Legislators Calvin Lee, Jr. and Harry B. Bronson “The Salvation Army” for 125 years of exceptional dedication to the health and well being of the Rochester community.**

Read and Filed.

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### **RECESS**

A recess was declared by President Zyra to allow for two **Public Hearings** before the Legislature 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, Local Law Nos. 6 And 7 Of 2005, Local Law Nos. 2, 3, 6, 9 And 10 of 2006, Local Law Nos. 1, 4, 7 And 8 Of 2007 And Local Law Nos. 3, 5, 6 And 10 And 12 Of 2008 To Revise Empire Zone Boundary”

No speakers addressed the Legislature and the hearing concluded at 6:35 P.M.

“Person First Language Act”

No speakers addressed the Legislature and the hearing concluded at 6:36 P.M.

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### **RECESS CONTINUED**

The recess was continued by President Zyra to allow for four **Public Hearings** before the Pure Waters Administrative Board entitled...

“Proposed Scale of Charges for Rochester Pure Waters District.” No speakers addressed the Legislature and the hearing concluded at 6:36 P.M.

Proposed Scale of Charges for Irondequoit Bay South Central Pure Waters District.” No speakers addressed the Legislature and the hearing concluded at 6:37P.M.

“Proposed Scale of Charges for Northwest Quadrant Pure Waters District.” No speakers addressed the Legislature and the hearing concluded at 6:38 P.M.

“Proposed Scale of Charges for Gates-Chili-Ogden Sewer District.” No speakers addressed the Legislature and the hearing concluded at 6:39 P.M.

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### **RECONVENING LEGISLATURE**

President Zyra reconvened the recessed meeting of December 8, 2009 and proceeded under the Usual Order of Business.

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### **FORMAL COMMITTEE REPORTS**

*NONE*

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### **PUBLIC FORUM**

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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 6:58 P.M.

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**RECESS**

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

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**RECONVENING LEGISLATURE**

President Zyra reconvened the recessed meeting of December 8, 2009 and proceeded under the Usual Order of Business.

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**LOCAL LAWS**

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1. Tucciarello & Barker 09-0309  
Intro. 375  
M. 83  
28-0  
Providing That Local Law (Intro. No. 331 of 2009), 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, Local Law Nos. 6 And 7 Of 2005, Local Law Nos. 2, 3, 6 9 And 10 of 2006, Local Law Nos. 1, 4, 7 And 8 Of 2007 And Local Law Nos. 3, 5, 6, 10 And 12 Of 2008 To Revise Empire Zone Boundary," Be Lifted From The Table
  
2. Tucciarello & Barker 09-0309  
Intro. 376  
M. 84  
28-0  
Providing That Local Law (Intro. No. 331 of 2009), 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, Local Law Nos. 6 And 7 Of 2005, Local Law Nos. 2, 3, 6 9 And 10 of 2006, Local Law Nos. 1, 4, 7 And 8 Of 2007 And Local Law Nos. 3, 5, 6, 10 And 12 Of 2008 To Revise Empire Zone Boundary," Be Adopted  
Planning and Economic Development Committee; October 26, 2009 – CV: 4-0  
Ways and Means Committee; October 28, 2009 – CV: 11-0  
  
Intro. 331  
Local Law TBA  
28-0  
Main Motion
  
3. Quatro & Bronson 09-0401  
Intro. 377  
M. 85  
28-0  
Providing That Local Law (Intro. No. 371 of 2009) Entitled "Person First Language Act," Be Lifted From The Table
  
4. Quatro & Bronson 09-0401  
Intro. 378  
M. 86  
28-0  
Providing That Local Law (Intro. No. 371 of 2009) Entitled "Person First Language Act," Be Adopted  
  
Intro. 371  
Local Law TBA  
28-0  
Main Motion

N. Consideration of Motions, Resolutions and Notices

- |                             |   |
|-----------------------------|---|
| Intro. 379<br>M. 87<br>28-0 | Quatro/Bronson<br>Move Agenda Items 5-56 As A Whole |
|-----------------------------|---|

5. Tucciarello & Barker  
Intro. 380  
Res. 287  
28-0      09-0346      Authorizing Designation Of Monroe County As Recovery Zone And Designation Of County Of Monroe Industrial Development Agency As Exclusive Issuer Of Recovery Zone Facility Bonds  
Planning and Economic Development Committee; November 16, 2009 – CV: 5-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
6. Tucciarello & Barker  
Intro. 381  
Res. 288  
28-0      09-0347      Authorizing Monroe County Industrial Development Corporation To Issue Tax-Exempt And/Or Taxable Bonds And/Or Notes On Behalf Of Certain Not-For-Profit Corporations  
Planning and Economic Development Committee; November 16, 2009 – CV: 5-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
7. Tucciarello, Antelli & Barker  
Intro. 382  
Res. 289  
28-0      09-0348      Amending 2009-2010 Capital Improvement Program To Add Project Entitled “Monroe County Multi-Agency Green Fueling Stations Project;” Authorizing Intermunicipal Agreement With City Of Rochester And Professional Services Contract With Barton & Loguidice, P.C.; Authorizing Contract With New York State Department Of Transportation  
Planning and Economic Development Committee; November 16, 2009 – CV: 5-0  
Intergovernmental Relations Committee; November 17, 2009 – CV: 5-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
8. Tucciarello, Antelli & Barker  
Intro. 383  
Res. 290  
28-0      09-0348 br.      Resolution Authorizing The Issuance Of \$500,000 Bonds Of The County Of Monroe, New York, To Finance The Cost Of An Environmental Compliance Project At The Greater Rochester International Airport, In And For Said County  
Planning and Economic Development Committee; November 16, 2009 – CV: 5-0  
Intergovernmental Relations Committee; November 17, 2009 – CV: 5-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
9. Hanna & Barker  
Intro. 384  
Res. 291  
28-0      09-0349      Accepting Grant From New York State Office Of Homeland Security For State Homeland Security Program (Office Of Sheriff)  
Public Safety Committee; November 16, 2009 – CV: 8-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
10. Hanna & Barker  
Intro. 385  
Res. 292  
28-0      09-0350      Accepting Grant From United States Department Of Justice, Office Of Community Oriented Policing Services, For COPS Child Sexual Predator Program  
Public Safety Committee; November 16, 2009 – CV: 8-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
11. Hanna & Barker  
Intro. 386  
Res. 293  
28-0      09-0351      Accepting Grant From Federal Bureau Of Investigation For Buffalo Cyber Task Force  
Public Safety Committee; November 16, 2009 – CV: 8-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
12. Hanna & Barker  
Intro. 387  
Res. 294  
28-0      09-0352      Accepting Grant From New York State Governor’s Traffic Safety Committee For “Buckle Up New York” Enforcement Campaign  
Public Safety Committee; November 16, 2009 – CV: 8-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
13. Hanna & Barker  
Intro. 388  
Res. 295  
28-0      09-0353      Accepting Grant From New York State Governor’s Traffic Safety Committee For Child Passenger Safety Program (Sheriff’s Office)  
Public Safety Committee; November 16, 2009 – CV: 8-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0

14. Hanna & Barker  
Intro. 389  
Res. 296  
28-0  
09-0354  
Authorizing Contract With Commission On Accreditation For Law Enforcement Agencies, Inc. For Services To Reaccredit Monroe County Sheriff's Office  
Public Safety Committee; November 16, 2009 – CV: 8-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
15. Hanna & Barker  
Intro. 390  
Res. 297  
28-0  
09-0355  
Accepting Grant From United States Department Of Justice, Office Of Justice Programs, For 2009 Forensic DNA Backlog Reduction Program  
Public Safety Committee; November 16, 2009 – CV: \*8-0 (As Amended)  
Ways and Means Committee; December 3, 2009 – CV: 11-0
16. Hanna & Barker  
Intro. 391  
Res. 298  
28-0  
09-0356  
Accepting Grant From New York State Division Of Criminal Justice Services For 2009-2010 Firearm Lab Capacity Enhancement Initiative  
Public Safety Committee; November 16, 2009 – CV: 8-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
17. Hanna & Barker  
Intro. 392  
Res. 299  
28-0  
09-0357  
Accepting Grant From New York State Office Of Homeland Security For State Law Enforcement Terrorism Prevention Program  
Public Safety Committee; November 16, 2009 – CV: 8-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
18. Hanna & Barker  
Intro. 393  
Res. 300  
28-0  
09-0358  
Accepting Grant From New York State Office Of Homeland Security For State Homeland Security Program (Department Of Public Safety)  
Public Safety Committee; November 16, 2009 – CV: 8-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
19. Hanna & Barker  
Intro. 394  
Res. 301  
28-0  
09-0359  
Accepting Grant From New York State Office Of Homeland Security For Urban Area Security Initiative Program  
Public Safety Committee; November 16, 2009 – CV: 8-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
20. Hanna & Barker  
Intro. 395  
Res. 302  
28-0  
09-0360  
Accepting Grant From New York State Governor's Traffic Safety Committee For Child Passenger Safety Program (Department Of Public Safety)  
Public Safety Committee; November 16, 2009 – CV: 8-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
21. Hanna & Barker  
Intro. 396  
Res. 303  
28-0  
09-0361  
Authorizing Contract With Pre-Trial Services Corporation Of Monroe County Bar Association For Alternatives To Incarceration Programs For 2010  
Public Safety Committee; November 16, 2009 – CV: 8-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
22. Hanna & Barker  
Intro. 397  
Res. 304  
28-0  
09-0362  
Authorizing Contract For Public Safety 911 Computer Aided Dispatch And Integrated Management Information Systems Replacement Project  
Public Safety Committee; November 16, 2009 – CV: 8-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
23. Hanna & Barker  
Intro. 398  
Res. 305  
28-0  
09-0363  
Accepting Grant From New York State Office Of Homeland Security For FY09 Interoperable Emergency Communications Grant Program  
Public Safety Committee; November 16, 2009 – CV: 8-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0

24. Hanna, Antelli & Barker  
Intro. 399  
Res. 306  
28-0  
09-0364  
Accepting Grant From United States Department Of Justice, Office On Violence Against Women, For Grants To Encourage Arrest Policies Program; Authorizing Contracts With Legal Aid Society Of Rochester, NY, Inc. And Alternatives For Battered Women, Inc. And Intermunicipal Agreement With City Of Rochester  
Public Safety Committee; November 16, 2009 – CV: 8-0  
Intergovernmental Relations Committee; November 17, 2009 – CV: 5-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
25. Hanna & Barker  
Intro. 400  
Res. 307  
28-0  
09-0365  
Accepting Grant From New York State Division Of Criminal Justice Services For Stop Violence Against Women Program – Federal Fiscal Year 2009 Stimulus Funds  
Public Safety Committee; November 16, 2009 – CV: 8-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
26. Valerio & Barker  
Intro. 401  
Res. 308  
28-0  
09-0366  
Authorizing Contracts With Gay Alliance Of The Genesee Valley, Ten Ugly Men, Inc., The Springut Group, Inc., Rochester Sports Network, LLC, Roc City Rib Fest LLC And Roc-City Events For Ticketed Events In Monroe County Parks  
Recreation and Education Committee; November 17, 2009 – CV: \*4-0 (As Amended)  
Ways and Means Committee; December 3, 2009 – CV: 11-0
27. Valerio & Barker  
Intro. 402  
Res. 309  
28-0  
09-0367  
Accepting Gift From Veterans Of Foreign Wars Post #16 Of U.S.S Liberty Memorial To Be Placed At Ontario Beach Park  
Recreation and Education Committee; November 17, 2009 – CV: 4-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
28. Antelli, Hanna & Barker  
Intro. 403  
Res. 310  
28-0  
09-0368  
Authorizing Intermunicipal Agreement With City Of Rochester For City's Use Of Jail Services Provided By Office Of The Sheriff For Detention Of Non-Arrested Detainees And Arrestees  
Intergovernmental Relations Committee; November 17, 2009 – CV: 5-0  
Public Safety Committee; November 16, 2009 – CV: 8-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
29. Antelli, Hanna & Barker  
Intro. 404  
Res. 311  
28-0  
09-0369  
Amending Resolution 222 Of 1994 To Extend Intermunicipal Agreement With City Of Rochester For Operation Of 9-1-1 Center  
Intergovernmental Relations Committee; November 17, 2009 – CV: 5-0  
Public Safety Committee; November 16, 2009 – CV: 8-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
30. Antelli, Hanna & Barker  
Intro. 405  
Res. 312  
28-0  
09-0370  
Authorizing Intermunicipal Agreements With Other Counties For Forensic Laboratory Services Provided By Monroe County Public Safety Laboratory  
Intergovernmental Relations Committee; November 17, 2009 – CV: 5-0  
Public Safety Committee; November 16, 2009 – CV: 8-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
31. Antelli, Colby & Barker  
Intro. 406  
Res. 313  
28-0  
09-0371  
Authorizing Intermunicipal Agreement With City Of Rochester In Conjunction With South Clinton Avenue Water Supply Conduit Modernization, Conduit 2&3 Project In Town Of Brighton  
Intergovernmental Relations Committee; November 17, 2009 – CV: 5-0  
Transportation Committee; November 18, 2009 – CV: 8-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
32. Antelli, Cassetti & Barker  
Intro. 407  
Res. 314  
28-0  
09-0372  
Authorizing Intermunicipal Agreement With Municipal Corporations To Authorize Work Of Stormwater Coalition Of Monroe County  
Intergovernmental Relations Committee; November 17, 2009 – CV: 5-0  
Environment and Public Works Committee; November 18, 2009 – CV: 5-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0

33. Daniele & Barker  
Intro. 408  
Res. 315  
28-0  
09-0374  
Authorizing Professional Service Contracts For Monroe County Office Of Mental Health, Socio-Legal Center  
Human Services Committee; November 17, 2009 – CV: 6-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
34. Daniel & Barker  
Intro. 409  
Res. 316  
28-0  
09-0375  
Authorizing Contract With Coordinated Care Services, Inc. For Provision Of Mental Health, Developmental Disabilities, Alcoholism & Substance Abuse Services For 2010  
Human Services Committee; November 17, 2009 – CV: 6-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
35. Daniele & Barker  
Intro. 410  
Res. 317  
28-0  
09-0376  
Accepting Grant From New York State Office Of Temporary And Disability Assistance For 2009-2010 Home Energy Assistance Program  
Human Services Committee; November 17, 2009 – CV: 6-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
36. Daniele & Barker  
Intro. 411  
Res. 318  
28-0  
09-0377  
Accepting Grant From New York State Office Of Children And Family Services For Alternatives To Detention And Prevention Of Detention And Residential Placement For Youth At Risk Of Entering The Juvenile Justice System Or Becoming A Person In Need Of Supervision  
Human Services Committee; November 17, 2009 – CV: 6-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
37. Daniele & Barker  
Intro. 412  
Res. 319  
28-0  
09-0378  
Amending Resolution 199 Of 2009 To Accept Additional Funding From New York State Office For The Aging For Monroe County Office For The Aging Programs  
Human Services Committee; November 17, 2009 – CV: 6-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
38. Daniele & Barker  
Intro. 413  
Res. 320  
28-0  
09-0379  
Accepting Funds And Authorizing Contracts For Monroe County Office For The Aging Programs In 2010  
Human Services Committee; November 17, 2009 – CV: 6-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
39. Daniele & Barker  
Intro. 414  
Res. 321  
28-0  
09-0380  
Accepting Funds From New York State Office For The Aging For Implementation Of NY Connects: Choices For Long Term Care  
Human Services Committee; November 17, 2009 – CV: 6-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
40. Daniele & Barker  
Intro. 415  
Res. 322  
28-0  
09-0381  
Authorizing Monroe County Department Of Public Health Agency Contracts And Professional Services Agreements  
Human Services Committee; November 17, 2009 – CV: 6-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
41. Daniele & Barker  
Intro. 416  
Res. 323  
28-0  
09-0382  
Accepting Grant From United States Environmental Protection Agency For Continuation Of Delisting Processes For Rochester Embayment Area Of Concern Program;  
Authorizing Contract With Rochester Museum And Science Center  
Human Services Committee; November 17, 2009 – CV: 6-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
42. Daniele & Barker  
Intro. 417  
Res. 324  
28-0  
09-0383  
Accepting Grant From United States Department Of Justice, National Institute Of Justice, For Paul Coverdell National Forensic Sciences Improvement Program (Medical Examiner's Office)  
Human Services Committee; November 17, 2009 – CV: 6-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0

43. Daniele & Barker  
Intro. 418  
Res. 325  
28-0  
09-0384  
Accepting Grant From United States Department Of Justice, Bureau Of Justice Assistance, For Edward Byrne Competitive Grant Program: Enhancing Forensic & Crime Scene Investigations  
Human Services Committee; November 17, 2009 – CV: 6-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
44. Daniele & Barker  
Intro. 419  
Res. 326  
28-0  
09-0385  
Accepting Grant From New York State Office Of Homeland Security For Office Of Homeland Security Program; Authorizing Contracts With University Of Rochester And Patriot Towers, Inc.  
Human Services Committee; November 17, 2009 – CV: 6-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
45. Daniele & Barker  
Intro. 420  
Res. 327  
28-0  
09-0386  
Accepting Grant From New York State Office Of Temporary And Disability Assistance For Green Jobs Corps Program  
Human Services Committee; November 17, 2009 – CV: 6-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
46. Cassetti & Barker  
Intro. 421  
Res. 328  
28-0  
09-0387  
Authorizing Contract With Passero Associates For Project Consultants Services  
Environment and Public Works Committee; November 17, 2009 – CV: 5-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
47. Cassetti & Barker  
Intro. 422  
Res. 329  
28-0  
09-0387 br.  
Resolution Authorizing The Issuance Of \$800,000 Bonds Of The County Of Monroe, New York, to Finance The Cost Of Planning And Design Of The Proposed Monroe County Multi-Agency Green Fueling Stations Project In And For Said County  
Environment and Public Works Committee; November 17, 2009 – CV: 5-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
48. Cassetti & Barker  
Intro. 423  
Res. 330  
28-0  
09-0388  
Authorizing Contracts With Crane-Hogan Structural Systems, Inc. And Schuler-Haas Electric Corporation For Construction Services For Rochester Pure Waters District Frank E. VanLare Wastewater Treatment Plant Sludge Thickener Modification Project  
Environment and Public Works Committee; November 17, 2009 – CV: 5-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
49. Cassetti & Barker  
Intro. 424  
Res. 331  
28-0  
09-0390  
Authorizing Contract With Barton & Loguidice, P.C. For Professional Services For Monroe County Solid Waste Management Plan Update Project  
Environment and Public Works Committee; November 17, 2009 – CV: 5-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
50. Colby & Barker  
Intro. 425  
Res. 332  
28-0  
09-0391  
Accepting Federal And State Aid for Operation And Maintenance Of Rochester/Monroe County Traffic Control Center  
Transportation Committee; November 17, 2009 – CV: 8-0  
Ways and Means Committee; December 3, 2009 – CV: 11-0
51. Colby & Cassetti  
Intro. 426  
Res. 333  
28-0  
09-0392  
Authorizing Use Of County Roads As Detour Route During Repaving Of Interstate 490 By New York State Department Of Transportation  
Transportation Committee; November 17, 2009 – CV: 8-0
52. Barker & Driscoll  
Intro. 427  
Res. 334  
28-0  
09-0393  
Authorizing Contract With Patricia Lynch Associates, Inc. For Lobbying Services  
Ways and Means Committee; December 3, 2009 – CV: 11-0

53. Barker & Driscoll  
Intro. 428  
Res. 335  
27-0-1
- 09-0394
- Accepting Maintenance Jurisdiction Of Approximately One (1) Acre Of Right-of-Way For New York State Highway (Route) No. 404 (Empire Boulevard), Town Of Penfield And Authorize The Abandonment And Transfer Of The Right-of-Way To The Abutting Property Owners  
Ways and Means Committee; December 3, 2009 – CV: 11-0  
*(Legislator Daniele abstained from voting with permission from the President)*
54. Barker & Driscoll  
Intro. 429  
Res. 336  
28-0
- 09-0395
- Directing The Refund Of Certain Monroe County Taxes Levied And Collected Against Property In Towns Of Greece and Webster  
Ways and Means Committee; December 3, 2009 – CV: 11-0
55. Barker & Driscoll  
Intro. 430  
Res. 337  
28-0
- 09-0396
- Directing Correction, Cancellation And Levy Of Certain Monroe County Taxes In City Of Rochester  
Ways and Means Committee; December 3, 2009 – CV: 11-0
56. Barker & Driscoll  
Intro. 431  
Res. 338  
28-0
- 09-0397
- Mortgage Tax Distribution  
Ways and Means Committee; December 3, 2009 – CV: 11-0
57. Barker & Driscoll  
Intro. 432  
M. 88  
28-0
- 09-0399
- Providing That Resolution (Intro. No. 365 of 2009), Entitled “Adoption of Monroe County Annual Budget For The Year 2010 and Establishing 2010 Monroe County Classification, Compensation And Salary Schedule For Monroe County Employees,” Be Lifted From The Table
58. Barker & Driscoll  
Intro. 433  
M. 89
- 09-0399
- Providing that Resolution (Intro. No. 365 of 2009), Entitled “Adoption of Monroe County Annual Budget For The Year 2010 and Establishing 2010 Monroe County Classification, Compensation and Salary Schedule For Monroe County Employees,” Be Adopted
- Intro. 434  
M. 90
- Esposito/Beebe (Amendment 1)  
Motion to Amend Intro. No. 365 of 2009 to read as follows:
- Section 1.** Appropriations in the following accounts to be decreased in the following amounts:
- Acct. 62-62-506120 to be decreased by \$3327,500  
Acct. 12-1290-509070 to be decreased by \$327,500  
Acct. 12-1290-506120 to be decreased by \$1,168,500
- Section 2.** Revenues in the following accounts to be decreased in the following amounts:
- Acct. 62-62-412000 to be decreased by \$327,500  
Acct. 12-1209-400000 to be decreased by \$1,496,000, for the purpose of lowering the Property tax rate to \$8.95 per \$1,000 full value.
- Intro. 435  
M. 91  
15-13
- Quatro/Driscoll  
Motion to Table Intro. No. 434  
*(Legislators Bronson, Andrews, Beebe, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Lee, Lightfoot and O'Brien voted in the negative)*

Legislator Haney raised a point of order regarding the Motion to Table Intro. No. 433. President Zyra ruled that the Motion to Table Intro. 433 was appropriate and in order. Legislator Bronson Appealed the Ruling of the Chair and it was sustained by the following vote:

Legislators Quatro, Adair, Antelli, Barker, Cassetti, Colby, Daniele, Drawe, Driscoll, Hanna, McCann, Tucciarello, Valerio, Yolevich and President Zyra - 15

Legislators Bronson, Andrews, Beebe, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Lee, Lightfoot and O'Brien - 13

Intro. 436  
M. 92  
28-0

Barker/Driscoll (Amendment 2)  
Motion to Amend Intro. 365 of 2009 to read as follows:

Appropriations are decreased as follows:

Account 9001-5114020000 (Juvenile Justice Facilities), commitment item 504400 (Public Assistance Benefits), by \$55,436

Revenue in the following account is decreased as follows:

Account 9001-1209020000 (Unallocated – County General), commitment item 400000 (Property Taxes), by \$55,436.

Intro. 365  
Res. 339 (As Amended by M.92)  
16-12

Main Motion

*(Legislators Bronson, Andrews, Beebe, Cruz, Eckel, Esposito, Gamble, Haney, Heider, Lee, Lightfoot and O'Brien voted in the negative)*

*(Legislators Cassetti, Beebe and Lightfoot declared their interests prior to the vote)*

59. Cassetti & 09-0400  
Barker  
Intro. 437  
M. 93  
28-0

Providing That Resolution (Intro. No. 368 of 2009), Entitled “Confirming And Adopting Assessment Rolls Of Pure Waters Districts For 2010,” Be Lifted From The Table

60. Cassetti & 09-0400  
Barker  
Intro. 438  
M. 94  
28-0

Providing that Resolution (Intro. No. 368 of 2009), Entitled “Confirming And Adopting Assessment Rolls of Pure Waters Districts For 2010” Be Adopted

Intro. 368  
Res. 340  
28-0

Main Motion

61. Barker & 09-0404  
Driscoll  
Intro. 439

Authorizing Contracts With KPMG LLP And Bonadio And Company LLP for County Of Monroe And Monroe Community Hospital Independent Audits Respectively Ways and Means Committee; December 3, 2009 – CV: 10-1

Intro. 440  
M. 95  
12-15F

Haney/Bronson  
Motion to Sever Intro. 439 of 2009

1. The County Executive, or her designee, is hereby authorized to execute the contract, and any amendments, with KPMG LLP for auditing services for the County’s basic financial statements, plus any contractually agreed upon supplemental services, subject to available appropriations.

2. The County Executive, or her designee, is hereby authorized to execute the contract, and any amendments, with Bonadio and Company LLP for audit services for the Hospital's basic financial statements, plus any contractually agreed upon supplemental services.

*(Legislators Bronson, Andrews, Beebe, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Lee and O'Brien voted in the positive)*

*(Legislator Lightfoot left the chambers and was not present for the vote)*

Intro. 439  
Res. 341  
27-0

Main Motion

*(Legislator Lightfoot left the chambers and was not present for the vote)*

Matters Of Urgency

62. Yolevich & Barker  
Intro. 441  
Res. 342  
27-0

09-0405

Rescheduling February 2010 Full Legislature Meeting  
Matter Of Urgency

*(Legislator Bronson left the chambers and was not present for the vote)*

63. Cassetti & Barker  
Intro. 442  
Res. 343  
27-0

09-0406

Confirming Scale Of Charges For Gates-Chili-Ogden Sewer District, Northwest Quadrant Pure Waters District, Irondequoit Bay South Central Pure Waters District And Rochester Pure Waters District, County Sewer Districts For The County Of Monroe, New York  
Matter Of Urgency

*(Legislator Bronson left the chambers and was not present for the vote)*

64. Cassetti & Barker  
Intro. 443  
Res. 344  
28-0

09-0407

Accepting Grant From New York State Environmental Facilities Corporation; Authorizing Contracts With Crane-Hogan Structural Systems, Inc., Crosby-Brownlie, Inc., B&B Mechanical Contractors, Inc., And Hewitt-Young Electric, LLC, For Construction Services Related To Reconstruction Of And Improvements To Civic Center Plaza Roof Project  
Matter Of Urgency

*(Legislator Bronson returns to the chambers and was present for the vote)*

65. Cassetti & Barker  
Intro. 444  
Res. 345  
28-0

09-0407 br.

Resolution Authorizing The Issuance Of \$9,840,000 Bonds Of The County Of Monroe, New York, To Finance The Cost Of The Reconstruction Of And Improvements To The Parking Garage Roof Under The Civic Center Plaza, Including Incidental Improvements To The Civic Center Plaza, In And For Said County, And Superseding Bond Resolution Adopted On December 9, 2008 (Resolution No. 324 Of 2008)  
Matter Of Urgency

66. Cassetti & Barker  
Intro. 445  
Res. 346  
28-0

09-0408

Authorizing Sub-Lease Agreement With Rochester Flight Services LLC, For Aircraft Hangar Located At 1205 Scottsville Road At Greater Rochester International Airport  
Matter Of Urgency

67. Barker & Driscoll  
Intro. 446  
Res. 347  
28-0

09-0409

Consenting To Financing By Monroe County Water Authority Of 2010 Water Facilities Capital Projects  
Matter Of Urgency

- |  |         |   |
|--|---------|---|
| 68. Barker & Driscoll<br>Intros. 447-491<br>Resos. 348-392<br>28-0 | 09-0410 | Bond Resolutions for the 2010 Monroe County Capital Budget<br>Matter of Urgency   |
| 69. Barker & Driscoll<br>Intro. 492<br>Res. 393<br>28-0            | 09-0411 | Authorizing Various Financial Appropriations And Transfers Related To The 2009 Operating<br>Budget<br>Matter of Urgency                           |
| 70. Barker & Driscoll<br>Intro. 493<br>Res. 394<br>28-0            | 09-0412 | 2010 Equalization Table – Real And Franchise Property And Ratios Of Assessed Value To<br>Full Value<br>Matter of Urgency                          |
| 71. Barker & Driscoll<br>Intro. 494<br>Res. 395<br>28-0            | 09-0413 | Unpaid School Taxes<br>Matter of Urgency  |
| 72. Barker & Driscoll<br>Intro. 495<br>Res. 396<br>28-0            | 09-0414 | Authorizing Director Of Finance For County Of Monroe To Make Refunds Or Corrections<br>Of Taxes In Amount Of \$2,500 Or Less<br>Matter Of Urgency |
| 73. Barker & Driscoll<br>Intro. 496<br>Res. 397<br>28-0            | 09-0415 | Assessment On Towns For Delinquent Water And Sewer Taxes<br>Matter Of Urgency   |

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### **RECOGNITION OF MONROE COUNTY LEGISLATORS – PRESENTATION OF PLAQUES**

Legislators John G. (Jack) Driscoll and José A. Cruz were presented with plaques to commemorate their contributions to the Legislature and Monroe County during their respective tenures. They delivered farewell remarks and were greeted with a standing ovation. Vice President Jeffrey R. Adair presented President Zyra with a plaque to commemorate his contribution to the Legislature and Monroe County during his tenure. He delivered farewell remarks and was greeted with a standing ovation.

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### **UNFINISHED BUSINESS**

Legislator O'Brien recognized and congratulated both Daniel M. DeLaus, Jr. and William Taylor on their new positions as Deputy County Executive and County Attorney respectively.

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Upon Motion by Legislator Quatro, the Legislature adjourned at 9:15 P.M.

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**LISA POLITO NICOLAY**  
Clerk of the Legislature