

THIRD DAY

TUESDAY, MARCH 10, 2009

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present — Legislators Adair, Andrews, Barker, Beebe, Bronson, Cassetti, Colby, Daniele, Dobson, Driscoll, Esposito, Eckel, Gamble, Gumina, Haney, Hanna, Heider, Kaleh, LaFountain, Lee, Lightfoot, McCann, O'Brien, Quatro, Tucciarello, Valerio, Yolevich, Zyra – 28

Absent – Legislator José A. Cruz

Meeting formally opened. At the invitation of Legislator Stephen Tucciarello, Pastor Stephen Galvano of the Rochester Christian Church Ministries, delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Michael G. Barker.

MOTIONS, RESOLUTIONS AND NOTICES

26. Quatro & 09-0115 Expressing Regret of the Monroe County Legislature on the Recent Passing of The
Bronson Honorable Patricia Bell - former Monroe County Legislator
Intro. 76 Matter Of Urgency
Res. 61
28-0

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 2 of 2009, February 3, 2009 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 Michael G. Barker "Christopher Raymond Shalvoy" on being named Irish Citizen of the Year.

Read and Filed.

Proclaimed Jointly with County Executive Maggie Brooks "Parks and Recreation Week" in Monroe County and encourage all residents to visit our local parks and explore the many different educational and leisure opportunities offered in our area.

Read and Filed.

Recognized Jointly with Legislators Michael G. Barker and Jeffrey R. Adair "Our Lady of Mercy Varsity Soccer Team" on an incredibly successful 2008 season.

Read and Filed.

Recognized Jointly with Legislator Jack Driscoll "Jay Amin of Rush-Henrietta High School" on his remarkable placement in the Intel Science Talent Search contest.

Read and Filed.

Recognized Jointly with Legislators Mark J. Cassetti, Jeffery L. McCann and Richard Yolevich "Solutions Studio and Day Spa" for the grand re-opening of Solutions Studio and Spa, an environmentally-friendly, full-service salon that has now become an indispensable component within the Town of Greece economy.

Read and Filed.

Recognized Jointly with Legislators Harry B. Bronson, Carrie M. Andrews, Mary A. Valerio and Cynthia W. Kaley "Highland Breast Imaging Center" for their dedication to women's health in the fight against breast cancer.

Read and Filed.

Recognized Jointly with Legislators Willie J. Lightfoot and Mary A. Valerio "Jerome Flood II" for his dedication to music and bringing recognition to the Rochester Community.

Read and Filed.

Recognized Jointly with Legislator Travis R. Heider "Dr. Jeanne DelSignore" for her hard work and dedication as chairwoman of the U.S. Lacrosse Ethics Advisory Committee.

Read and Filed.

Recognized Jointly with Legislators Carmen Gumina and E. Daniel Quatro "Mayor Jake and Mrs. Anne Swingly" for exemplary civic duty and dedication to public safety.

Read and Filed.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Sixteen speakers addressed the Legislature on various subjects and the Open Forum concluded at 7:13 P.M.

LOCAL LAWS

1. Yolevich & Cassetti
Intro. 77
09-0066 A Local Law Entitled "Amending Monroe County Code Related To The Composition Of The Solid Waste Reuse And Recycling Law Advisory Committee"
Agenda/Charter Committee; February 23, 2009 – CV: 5-0
Environment and Public Works Committee; February 25, 2009 – CV: 7-0
(For Introductory Purposes Only)

2. Yolevich & Cassetti
Intro. 78
09-0066 Providing That Local Law (Intro. No. 77 of 2009), Entitled "Amending Monroe County Code Related To The Composition Of The Solid Waste Reuse And Recycling Law Intro. 78 Committee," Be Tabled
Advisory M. 18
28-0

3. Yolevich & Cassetti
Intro. 79
09-0066 Fixing A Public Hearing On Local Law (Intro. No. 77 of 2009), Entitled "Amending Monroe County Code Related To The Composition Of The Solid Waste Reuse And Recycling Law Advisory Committee"
(Public Hearing is scheduled for Tuesday, April 14, 2009 at 6:15 P.M.)
Res. 62
28-0

MOTIONS, RESOLUTIONS AND NOTICES

- Intro. 80
M. 19
13-15 F
Andrews/Bronson
A Motion to Suspend the Rules
(Bronson, Andrews, Beebe, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the positive)

4. LaFountain & Barker
Intro. 81
Res. 63
28-0
09-0046 Authorizing Renewal And Execution Of A Contract With Gary M. Spinelli To Act As Computer Consultant For Republican Office Of The Monroe County Legislature For 2009
Ways and Means Committee; February 25, 2009 – CV: 11-0

5. Adair, Tucciarello & Hanna
Intro. 82
Res. 64
28-0
09-0056 Authorizing Initiation Of Process For Making Additions To Monroe County Agricultural Districts
Planning and Economic Development Committee; February 23, 2009 – CV: 5-0

6. Tucciarello & LaFountain
Intro. 83
Res. 65
28-0
09-0057 Accepting Grant From Genesee Transportation Council For Land Use Project
Planning and Economic Development Committee; February 23, 2009 – CV: 5-0
Ways and Means Committee; February 25, 2009 – CV: 11-0

7. Tucciarello & LaFountain
Intro. 84
Res. 66
28-0
09-0058 Approving Public Employees Blanket Bond For Genesee/Finger Lakes Regional Planning Council
Planning and Economic Development Committee; February 23, 2009 – CV: 5-0
Ways and Means Committee; February 25, 2009 – CV: 11-0

8. Tucciarello & LaFountain
Intro. 85
09-0059 Authorizing Annual Contribution To Genesee/Finger Lakes Regional Planning Council
Planning and Economic Development Committee; February 23, 2009 – CV: 5-0
Ways and Means Committee; February 25, 2009 – CV: 11-0

Res. 67
28-0

9. Tucciarello, Valerio & LaFountain
Intro. 86
Res. 68
28-0
09-0060 Authorizing Contract With Monroe Community College To Provide Professional Services Through Agriculture And Life Sciences Institute
Planning and Economic Development Committee; February 23, 2009 – CV: 5-0
Recreation and Education Committee; February 24, 2009 – CV: 5-0
Ways and Means Committee; February 25, 2009 – CV: 11-0
10. Barker & Colby
Intro. 87
Res. 69
28-0
09-0061 Authorizing Contract With Harris RF Communications For Loan Of Equipment For Testing Purposes With Option To Purchase Related Equipment At Preferred Price
Public Safety Committee; February 23, 2009 – CV: 7-0
11. Barker & LaFountain
Intro. 88
Res. 70
28-0
09-0062 Accepting Grant From New York Division Of Criminal Justice Services For Motor Vehicle Theft And Insurance Fraud Prevention Program
Public Safety Committee; February 23, 2009 – CV: 7-0
Ways and Means Committee; February 25, 2009 – CV: 11-0
12. Barker & LaFountain
Intro. 89
Res. 71
28-0
09-0063 Accepting Grant From New York State Division Of Criminal Justice Services For Motor Vehicle Theft And Insurance Fraud Prosecution Program
Public Safety Committee; February 23, 2009 – CV: 7-0
Ways and Means Committee; February 25, 2009 – CV: 11-0
13. Barker & LaFountain
Intro. 90
Res. 72
28-0
09-0064 Accepting Grant From New York State Division Of Criminal Justice Services For Crimes Against Revenue Prosecution Program
Public Safety Committee; February 23, 2009 – CV: 7-0
Ways and Means Committee; February 25, 2009 – CV: 11-0
14. Barker & LaFountain
Intro. 91
Res. 73
28-0
09-0065 Authorizing Acceptance Of Incentive Award From New York State Energy Research And Development Authority; Authorizing Contracts With The Pike Company, Inc. For Construction Management Services For Monroe County Public Safety Laboratory Project
Public Safety Committee; February 23, 2009 – CV: 7-0
Ways and Means Committee; February 25, 2009 – CV: 11-0
15. Barker & LaFountain
Intro. 92
Res. 74
28-0
09-0065 br. Resolution Authorizing The Issuance Of \$30,000,000 Bonds Of The County Of Monroe, New York, To Finance The Cost Of Construction And Original Furnishing And
Of A Public Safety Laboratory, In And For Said County, And
Resolution Adopted On August 12, 2008 (Resolution No. 187
Public Safety Committee; February 23, 2009 – CV: 7-0
Ways and Means Committee; February 25, 2009 – CV: 11-0
16. Yolevich & Dobson
Intro. 93
Res. 75
28-0
09-0067 Requesting Monroe County Council Of Governments Provide For Representation By Monroe County School Boards Association And Monroe County Council Of School Superintendents
Agenda/Charter Committee; February 23, 2009 – CV: 5-0
17. Cassetti & LaFountain
Intro. 94
09-0068 Authorizing Supplemental Grant Agreement #2 With New York State For Aid Relating To Improvements At Greater Rochester International Airport
Environment and Public Works Committee; February 25, 2009 – CV: 7-0

Res. 76
28-0

Ways and Means Committee; February 25, 2009 – CV: 11-0

18. Cassetti & LaFountain
Intro. 95
Res. 77
28-0
2005
For Said County, And
2005 (Resolution No. 385 Of
- 09-0069 br. Resolution Authorizing The Issuance Of \$3,000,000 Bonds Of The County Of Monroe, New York, To Finance The Cost Of The Construction And Reconstruction Of Improvements At the Greater Rochester International Airport, In And Superseding The Bond Resolution Adopted On November 15, 2005)
Intro. 95
Res. 77
28-0
2005
Environment and Public Works Committee; February 25, 2009 – CV: 7-0
Ways and Means Committee; February 25, 2009 – CV: 11-0
19. Cassetti & LaFountain
Intro. 96
Res. 78
28-0
- 09-0070 Authorizing Contract With SWBR Architects For Professional Engineering Services For Monroe Community College Building 9 Renovations Project
Environment and Public Works Committee; February 25, 2009 – CV: 7-0
Ways and Means Committee; February 25, 2009 – CV: 11-0
20. Colby & LaFountain
Intro. 97
Res. 79
28-0
- 09-0071 Authorizing Contract With Costich Engineering P.C., Inc. For General Engineering Term Services
Transportation Committee; February 25, 2009 – CV: 9-0
Ways and Means Committee; February 25, 2009 – CV: 11-0
21. LaFountain & Barker
Intro. 98
Res. 80
28-0
- 09-0072 Authorizing Sale Of County Owned Tax Foreclosure Property In Town Of Greece
Ways and Means Committee; February 25, 2009 – CV: 11-0
22. LaFountain & Barker
Intro. 99
Res. 81
28-0
- 09-0073 Accepting Grant From New York State Education Department For Creation Of Digital Index Book System
Ways and Means Committee; February 25, 2009 – CV: 11-0
23. Valerio & LaFountain
Intro. 100
Res. 82
28-0
Tigers
- 09-0076 Authorizing Contract With International Animal Exchange, Inc. For Rental Of White Tigers For Exhibition At Seneca Park Zoo
Recreation and Education Committee; February 24, 2009 – CV: 5-0
Ways and Means Committee; February 25, 2009 – CV: 11-0
24. Yolevich & Dobson
Intro. 101
Res. 83
28-0
- 09-0077 Confirmation Of Appointment To Monroe County Library System Board Of Trustees
25. Barker & LaFountain
Intro. 102
Res. 84
28-0
And
- 09-0078 Authorizing Agreement Among Monroe County Executive, Monroe County Sheriff
Monroe County Law Enforcement Association

UNFINISHED BUSINESS

President Zyra would like noted that former legislator Christopher Wilmot was in the Chambers.

Legislator Paul Haney inquired about the opinion from Bond Counsel and Chief Finance Officer Scott Adair responded to the inquiry. Legislators Quatro and Andrews stated that they both would like a copy of the disc from the taping of the Full Legislature meeting.

Upon Motion by Legislator E. Daniel Quatro, the Legislature adjourned at 7:24 P.M. until Tuesday, April 14, 2009 at 6:00 p.m.

LISA POLITO NICOLAY
Clerk of the Legislature