

Eighth Day

TUESDAY, August 12, 2014

Legislature met pursuant to adjournment.

President Jeffrey R. Adair in the Chair.

ROLL CALL

Present – Legislators Adair, Ancello, Andrews, Bauroth, Boyce, Carbone, Colby, Daniele, Delehanty, Drawe, Gamble, Gumina, Haney, Howland, Kaleh, Marianetti, Micciche, Morelle, Jr., Quatro, Rivera, Rockow, Styk, Taylor, Tucciarello, Valerio, Wilcox, Yolevich – 27

Absent – Legislators J. Lightfoot, W. Lightfoot – 2

The meeting formally opened. At the invitation of Legislator Cindy Kaleh, Reverend Peggy Meeker from the Unitarian Universalist Association delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Paul Haney.

Note: Legislator W. Lightfoot entered the chambers after the invocation and was present for the remainder of the meeting.

IN MEMORIAMs

- | | | |
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| 21. Tucciarello & Andrews
Intro. 334
Res. 261
28-0 | 14-0259 | Expressing Regret of the Monroe County Legislature on the Recent Passing of James F. Delehanty, Father of Legislator Sean M. Delehanty
Matter of Urgency |
| 22. Tucciarello & Andrews
Intro. 335
Res. 262
28-0 | 14-0260 | Expressing Regret of the Monroe County Legislature on the Recent Passing of Jerry J. Helfer, Former Assistant County Executive
Matter of Urgency |
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APPROVAL OF MINUTES

Without objection, the Journal of Day 7, July 8, 2014 session was approved as submitted.

PETITIONS AND COMMUNICATIONS

None

President Adair recognized Mark Quinn, Horticulturalist from the Parks Department, who introduced the Plant of the Month, the *Vinca* or *Madagascar Periwinkle*, to the Legislature.

PROCLAMATIONS

By the President of the Legislature – Jeffrey R. Adair

Recognized jointly with Legislators Drawe and Quatro, the “Penfield Little League Intermediate Baseball Team” on winning the 13-and-under New York State Little League Intermediate Championship.

Read and Filed.

Recognized jointly with Legislator Yolevich, Tyler Ranke for his accomplishments in Track and Field for Hilton High School.

Read and Filed.

Recognized jointly with Legislator W. Lightfoot, Serena Young for being an inspiration for her refusal to give up on her dreams.

Read and Filed.

Recognized jointly with Legislators Haney and Bauroth, Dan Meyers for his tireless dedication to helping those with disabilities and special needs in Monroe County.

Read and Filed.

Note: Legislator J. Lightfoot entered the chambers during the Proclamations and was present for the remainder of the meeting.

FORMAL COMMITTEE REPORTS

None

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Two speakers addressed the Legislature and the Open Forum concluded at 6:25 P.M.

RECESS

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

MOTIONS, RESOLUTIONS AND NOTICES

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| Intro. 336
M. 70
29-0 | | Tucciarello/Andrews
Motion to Move Agenda Items 1-15 |
| 1. Howland &
Ancello
Intro. 337
M. 71
29-0 | 14-0206 | Providing that Resolution (Intro. No. 312 of 2014), Entitled "Authorizing Additions to Three Monroe County Agricultural Districts," Be Lifted from the Table |
| 2. Howland,
Ancello
Intro. 338
M. 72
29-0 | 14-0206 | Providing that Resolution (Intro. No. 312 of 2014), Entitled "Authorizing Additions to Three Monroe County Agricultural Districts," Be Adopted
Planning and Economic Development; June 23, 2014 – CV: 5-0
Planning and Economic Development; July 28, 2014 – CV: 5-0 |

- Intro. 312
Res. 263
29-0
- Main Motion
3. Valerio & Yolevich
Intro. 339
M. 73
29-0
- 14-0237 Providing that Resolution (Intro. No. 329 of 2014), Entitled “Approving Monroe Community College’s 2014-2015 Operating Budget,” Be Lifted from the Table
4. Valerio & Yolevich
Intro. 340
M. 74
29-0
- 14-0237 Providing that Resolution (Intro. No. 329 of 2014), Entitled “Approving Monroe Community College’s 2014-2015 Operating Budget,” Be Adopted
Recreation and Education Committee; July 30, 2014 – CV: 3-0
Ways and Means Committee; July 30, 2014 – CV: 10-0
- Intro. 329
Res. 264
29-0
- Main Motion
5. Ancello & Yolevich
Intro. 341
Res. 265
29-0
- 14-0224 Accepting Grant from New York State Division of Criminal Justice Services for District Attorney’s Office, Office of the Sheriff, and Department of Public Safety, Office of Probation and Community Corrections, for Gun Involved Violence Elimination Partnership
Public Safety Committee; July 28, 2014 – CV: 8-0
Ways and Means Committee; July 30, 2014 – CV: 10-0
6. Ancello & Yolevich
Intro. 342
Res. 266
29-0
- 14-0225 Authorizing Contract with New York State Division of Homeland Security and Emergency Services for Reimbursement of FY2014 Emergency Management Performance Grant
Public Safety Committee; July 28, 2014 – CV: 8-0
Ways and Means Committee; July 30, 2014 – CV: 10-0
7. Ancello & Yolevich
Intro. 343
Res. 267
29-0
- 14-0226 Accepting Three Alternatives to Incarceration Grants from New York State Division of Criminal Justice Services for Pretrial Program, Enhanced Pretrial Program, and Domicile Restriction Program
Public Safety Committee; July 28, 2014 – CV: 8-0
Ways and Means Committee; July 30, 2014 – CV: 10-0
8. Ancello & Yolevich
Intro. 344
Res. 268
29-0
- 14-0227 Accepting Grant from New York State Division of Criminal Justice Services for Local Reentry Coordination and Services Program and Authorizing Contract with Delphi Drug and Alcohol Council, Inc.
Public Safety Committee; July 28, 2014 – CV: 8-0
Ways and Means Committee; July 30, 2014 – CV: 10-0
9. Marianetti, Ancello & Yolevich
Intro. 345
Res. 269
29-0
- 14-0228 Authorizing Intermunicipal Agreement with City of Rochester to Accept Pass Through Funding from United States Department of Justice for 2014 Edward Byrne Memorial Justice Assistance Grant Program
Intergovernmental Relations Committee; July 28, 2014 – CV: 5-0
Public Safety Committee; July 28, 2014 – CV: 8-0
Ways and Means Committee; July 30, 2014 – CV: 10-0
10. Marianetti & Micciche
Intro. 346
Res. 270
29-0
- 14-0229 Authorizing Intermunicipal Agreement with Town of Ogden to Provide Sanitary Sewage Conveyance and Treatment Services
Intergovernmental Relations Committee; July 28, 2014 – CV: 5-0
Environment and Public Works Committee; July 30, 2014 – CV: 6-0

11. Colby & Yolevich
Intro. 347
Res. 271
29-0
- 14-0231 Accepting Grant from Health Research, Inc. for Expanded Partner Services Pilot Program
Human Services Committee; July 29, 2014 – CV: 9-0
Ways and Means Committee; July 30, 2014 – CV: 10-0
12. Ancello & Yolevich
Intro. 348
Res. 272
29-0
- 14-0232 Authorizing Contract with Passero Associates, Engineering, Architecture & Surveying, P.C. for Professional Engineering Services for Sheriff Marine Unit Office Project
Public Safety Committee; July 28, 2014 – CV: 8-0
Ways and Means Committee; July 30, 2014 – CV: 10-0
13. Yolevich & Rockow
Intro. 349
Res. 273
29-0
- 14-0233 Authorizing Contract with Health Economics Group, Inc. for Administration of Monroe County’s Self-Insured Employee/Retiree Dental Insurance Plan
Ways and Means Committee; July 30, 2014 – CV: 10-0
14. Yolevich & Rockow
Intro. 350
Res. 274
29-0
- 14-0234 Authorizing Settlement of Lawsuit, Entitled “Alexander Santos V. County of Monroe”
Ways and Means Committee; July 30, 2014 – CV: 10-0
15. Boyce & Yolevich
Intro. 351
Res. 275
29-0
- 14-0235 Authorizing Term Contract with Bonadio & Co. LLP for Professional Auditing Services Relating to Department of Transportation Consultant Agreements
Transportation Committee; July 29, 2014 – CV: 5-0
Ways and Means Committee; July 30, 2014 – CV: 10-0
16. Valerio & Gumina
Intro. 352
- 14-0236 Adopting Resolution to Approve and Endorse Application of Seneca Park Zoo Society for New York State Department of Parks, Recreation and Historic Preservation, Environmental Protection Fund Grant for Redesign of Interpretive Graphics and Displays for Rocky Coasts Exhibit at Seneca Park Zoo
Recreation and Education Committee; July 30, 2014 – CV: 3-0
- Intro. 353
M. 75
29-0
- Carbone/Marianetti (*Amendment 1*)
Motion to Amend Intro. No. 352 of 2014 as Follows:

Section 1. The title of Intro No. _____ is hereby amended to read as follows:

“Adopt a Resolution to Approve and Endorse the Application of the Seneca Park Zoo Society for a New York State ~~Department~~ Office of Parks, Recreation and Historic Preservation, Environmental Protection Fund Grant for a Redesign of the Interpretive Graphics and Displays for the Rocky Coasts Exhibit at the Seneca Park Zoo.”

Section 2. Section 1 of Intro No. ____ is hereby amended to read as follows:

The Legislature hereby adopts the attached resolution to approve and endorse the application of the Seneca Park Zoo Society for a New York State ~~Department~~ Office of Parks, Recreation and Historic Preservation, Environmental Protection ~~Agency~~ Fund grant for a redesign of the interpretive graphics and displays for the Rocky Coasts exhibit at the Seneca Park Zoo.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

File No. 14-0236
Added language is underlined
Deleted language is ~~stricken~~

Intro. 352
Res. 276
29-0
Main Motion

17. Micciche & Yolevich
Intro. 354
14-0240 Amending Increase and Improvement of Facilities in Rochester Pure Waters District – Fleet Center Improvements; Amending 2014-2019 Capital Improvement Program; Amending Resolution 117 of 2014; Accepting Incentive Award from New York State Energy Research and Development Corporation, for Fleet Center Improvements Project
Environment and Public Works Committee; July 30, 2014 – CV: 5-1
Ways and Means Committee; July 30, 2014 – CV: 8-2
(For Introductory Purposes Only)
18. Micciche & Yolevich
Intro. 355
M. 76
29-0
14-0240 Providing that Resolution (Intro. No. __ of 2014), Entitled “Amending Increase and Improvement of Facilities in Rochester Pure Waters District – Fleet Center Improvements; Amending 2014-2019 Capital Improvement Program; Amending Resolution 117 of 2014; Accepting Incentive Award from New York State Energy Research and Development Corporation, for Fleet Center Improvements Project,” Be Tabled
19. Micciche & Yolevich
Intro. 356
Res. 277
29-0
14-0240 Fixing Public Hearing on Resolution (Intro. No. __ of 2014), Entitled “Amending Increase and Improvement of Facilities in Rochester Pure Waters District – Fleet Center Improvements; Amending 2014-2019 Capital Improvement Program; Amending Resolution 117 of 2014; Accepting Incentive Award from New York State Energy Research and Development Corporation, for Fleet Center Improvements Project”
(Public Hearing is scheduled for Tuesday, September 9, 2014 at 6:15 p.m.)
20. Boyce & Yolevich
Intro. 357
Res. 278
29-0
14-0242.br Resolution Authorizing the Issuance of \$3,675,000 Bonds of the County of Monroe, New York, To Finance the Cost of the Reconstruction and Widening of Long Pond Road Phase V (From Larkin Creek to Lake Ontario State Parkway), In and for Said County, at an Estimated Maximum Cost of \$3,675,000 and Superseding the Bond Resolution Adopted on March 11, 2014 (Resolution No. 141 of 2014)
Transportation Committee; July 29, 2014 – CV: 5-0
Ways and Means Committee; July 30, 2014 – CV: 10-0

Matters of Urgency

23. Colby & Yolevich
Intro. 358
Res. 279
29-0
14-0261 Authorizing Acquisition of New York State Real Property Located at 375 Rush Scottsville Road in Town of Rush
24. Ancello & Yolevich
Intro. 359
14-0262.LL Local Law Entitled “Establishment of County of Monroe Wireless Surcharge”
(For Introductory Purposes Only)
25. Ancello & Yolevich
Intro. 360
M. 77
29-0
14-0262.LL Providing that Local Law (Intro. No. __ of 2014), Entitled “Establishment of County of Monroe Wireless Surcharge,” Be Tabled

26. Ancello & Yolevich
Intro. 361
Res. 280
29-0
- 14-0262.LL Fixing a Public Hearing on Local Law (Intro. No. ___ of 2014), Entitled “Establishment of County of Monroe Wireless Surcharge”
(Public Hearing is scheduled for Tuesday, September 9, 2014 at 6:16 p.m.)
27. Yolevich & Rockow
Intro. 362
Res. 281
29-0
- 14-0263 Confirming Appointment to Monroe County Board of Ethics
(President Adair declared his interest prior to the vote)

UNFINISHED BUSINESS

None

Upon Motion by Legislator Tucciarello, the Legislature Adjourned at 6:43 p.m. until **Tuesday, September 9, 2014 at 6:00 P.M.**

JAMIE L. SLOCUM
Clerk of the Legislature