

**SIXTH DAY**

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**TUESDAY, MAY 11, 2010**

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Legislature met pursuant to adjournment.

President Jeffrey R. Adair in the Chair.

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**ROLL CALL**

Present — Legislators Adair, Antelli, Barker, Beebe, Bronson, Cassetti, Colby, Daniele, Drawe, Esposito, Eckel, Gamble, Gumina, Haney, Hanna, Heider, Howland, Kaleh, Lee, Lightfoot, Maneiro, McCann, O'Brien, Quatro, Rockow, Tucciarello, Yolevich – 27

Absent — Andrews, Valerio – 2

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*Note: Legislator Valerio entered the chambers during the invocation and was present for the remainder of the meeting.*

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Meeting formally opened. At the invitation of Legislator John J. Howland, Dr. Val Fowler of the First Presbyterian Church in Honeoye Falls, delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Richard Yolevich.

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**APPROVAL OF MINUTES**

Without objection, the journal of the session of Day 5 of 2010, April 13, 2010 was approved as submitted.

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President Adair congratulated Legislator Haney on receiving the Presidential Medal from St. John Fisher College. President Adair also thanked the Parks Department for supplying the lilacs as this month's flower of the month.

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**PETITIONS AND COMMUNICATIONS**

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**PROCLAMATIONS**

**By the President of the Legislature — Jeffrey R. Adair**

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**Recognized Jointly with Legislators E. Daniel Quatro and Debbie Drawe “The FIRST Team 1511 Rolling Thunder” on being awarded the Engineering Inspiration award at the FIRST Robotics Competition.**

Read and Filed

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**Recognized Jointly with Legislator Edward M. O'Brien “Retired General Norbert J. Rapp” for his years of service, to our country, state, and local community.**

Read and Filed.

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**Recognized Jointly with Legislators Edward M. O'Brien, Vincent J. Esposito, and C. Stephen Eckel “Eastridge High School Robotics Team” for their exemplary rookie FIRST season.**

Read and Filed.

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**RECESS**

President Adair recessed the meeting to allow for seven Public Hearings entitled...

“Approving Increase And Improvement Of Facilities In Rochester Pure Waters District – Frank E. VanLare Electrical System Improvements.” No speakers addressed the Legislature and the hearing concluded at 6:32 P.M.

“Approving Increase And Improvement Of Facilities In Rochester Pure Waters District – Frank E. VanLare Aeration System Improvements.” No speakers addressed the Legislature and the hearing concluded at 6:33 P.M.

“Approving Increase And Improvement Of Facilities In Irondequoit Bay South Central Pure Waters District – Brighton 5 Pump Station Improvements.” No speakers addressed the Legislature and the hearing concluded at 6:34 P.M.

“Approving Increase And Improvement Of Facilities In Irondequoit Bay South Central Pure Waters District – General Pump Station And Interceptor Improvements.” No speakers addressed the Legislature and the hearing concluded at 6:35 P.M.

“Approving Increase And Improvement Of Facilities In Northwest Quadrant Pure Waters District – Northwest Quadrant Secondary Clarifier Improvements.” No speakers addressed the Legislature and the hearing concluded at 6:36 P.M.

“Approving Increase And Improvement of Facilities In Gates-Chili-Ogden Sewer District – Trolley Pump Station Improvements.” No speakers addressed the Legislature and the hearing concluded at 6:37 P.M.

“Approving Increase And Improvement Of Facilities In Gates-Chili-Ogden Sewer District – General Collection System Improvements.” No speakers addressed the Legislature and the hearing concluded at 6:38 P.M.

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**RECONVENING LEGISLATURE**

President Adair reconvened the recessed meeting of May 11, 2010 and proceeded under the Usual Order of Business.

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**FORMAL COMMITTEE REPORTS**

*NONE*

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**PUBLIC FORUM**

An Open Forum was conducted to allow speakers to address the Legislature. Seven speakers addressed the Legislature on various subjects and the Open Forum concluded at 6:54 P.M.

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**RECESS**

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

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**RECONVENING LEGISLATURE**

President Adair reconvened the recessed meeting of May 11, 2010 and proceeded under the Usual Order of Business.

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**MOTIONS, RESOLUTIONS AND NOTICES**

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1. Cassetti & Daniele  
Intro. 129  
M. 13  
28-0  
10-0098 Providing That Resolution (Intro No. 96 Of 2010), Entitled "Approving Increase And Improvement Of Facilities In Rochester Pure Waters District – Frank E. VanLare Electrical System Improvements," Be Lifted From The Table
  
2. Cassetti & Daniele  
Intro. 130  
M. 14  
28-0  
Intro. 96  
Res. 106  
28-0  
10-0098 Providing That Resolution (Intro No. 96 Of 2010), Entitled "Approving Increase And Improvement Of Facilities In Rochester Pure Waters District – Frank E. VanLare Electrical System Improvements," Be Adopted  
Environment and Public Works Committee; March 24, 2010 – CV: 6-0  
Ways and Means Committee; March 24, 2010 – CV: 7-0  
Main Motion
  
3. Cassetti & Daniele  
Intro. 131  
Res. 107  
28-0  
10-0098.br Resolution Authorizing The Issuance of \$1,000,000 Bonds Of The County Of Monroe, New York, To Finance The Cost Of The Improvements To The Electrical System At The Frank E. VanLare Waste Water Treatment Plant Of The Rochester Pure Waters District In And For Said County, At An Estimated Maximum Cost Of \$1,000,000  
Environment and Public Works Committee; March 24, 2010 – CV: 6-0  
Ways and Means Committee; March 24, 2010 – CV: 7-0
  
4. Cassetti & Daniele  
Intro. 132  
M. 15  
28-0  
10-0100 Providing That Resolution (Intro No. 99 Of 2010), Entitled "Approving Increase And Improvement Of Facilities In Rochester Pure Waters District – Frank E. VanLare Aeration System Improvements," Be Lifted From The Table
  
5. Cassetti & Daniele  
Intro. 133  
M. 16  
28-0  
Intro. 99  
Res. 108  
28-0  
10-0100 Providing That Resolution (Intro No. 99 Of 2010), Entitled "Approving Increase And Improvement Of Facilities In Rochester Pure Waters District – Frank E. VanLare Aeration System Improvements," Be Adopted  
Environment and Public Works Committee; March 24, 2010 – CV: 6-0  
Ways and Means Committee; March 24, 2010 – CV: 7-0  
Main Motion
  
6. Cassetti & Daniele  
Intro. 134  
Res. 109  
28-0  
10-0100.br Resolution Authorizing The Issuance Of \$3,000,000 Bonds Of The County Of Monroe, New York, To Finance The Cost Of The Replacement Of The Aeration System Of The Frank E. VanLare Waste Water Treatment Plant In The Rochester Pure Waters District, In And For Said County, At An Estimated Maximum Cost of \$3,000,000  
Environment and Public Works Committee; March 24, 2010 – CV: 6-0  
Ways and Means Committee; March 24, 2010 – CV: 7-0

7. Cassetti & Daniele  
Intro. 135  
M. 17  
28-0
- 10-0102 Providing That Resolution (Intro No. 102 Of 2010), Entitled “Approving Increase And Improvement Of Facilities In Irondequoit Bay South Central Pure Waters District — Brighton 5 Pump Station Improvements,” Be Lifted From The Table
8. Cassetti & Daniele  
Intro. 136  
M. 18  
28-0
- 10-0102 Providing That Resolution (Intro No. 102 Of 2010), Entitled “Approving Increase And Improvement Of Facilities In Irondequoit Bay South Central Pure Waters District — Brighton 5 Pump Station Improvements,” Be Adopted  
Environment and Public Works Committee; March 24, 2010 – CV: 6-0  
Ways and Means Committee; March 24, 2010 – CV: 7-0
- Intro. 102  
Res. 110  
28-0
- Main Motion
9. Cassetti & Daniele  
Intro. 137  
Res. 111  
28-0
- 10-0102.br Resolution Authorizing The Issuance Of \$1,500,000 Bonds Of The County Of Monroe, New York, To Finance The Cost Of Improvements To The Facilities Of The Irondequoit Bay/South Central Pure Waters District’s Brighton 5 Pump Station In And For Said County, At An Estimated Maximum Cost Of \$1,500,000  
Environment and Public Works Committee; March 24, 2010 – CV: 6-0  
Ways and Means Committee; March 24, 2010 – CV: 7-0
10. Cassetti & Daniele  
Intro. 138  
M. 19  
28-0
- 10-0104 Providing That Resolution (Intro No. 105 Of 2010), Entitled “Approving Increase And Improvement Of Facilities In Irondequoit Bay South Central Pure Waters District – General Pump Station And Interceptor Improvements,” Be Lifted From The Table
11. Cassetti & Daniele  
Intro. 139  
M. 20  
28-0
- 10-0104 Providing That Resolution (Intro No. 105 Of 2010), Entitled “Approving Increase And Improvement Of Facilities In Irondequoit Bay South Central Pure Waters District – General Pump Station And Interceptor Improvements,” Be Adopted  
Environment and Public Works Committee; March 24, 2010 – CV: 6-0  
Ways and Means Committee; March 24, 2010 – CV: 7-0
- Intro. 105  
Res. 112  
28-0
- Main Motion
12. Cassetti & Daniele  
Intro. 140  
Res. 113  
28-0
- 10-0104.br Resolution Authorizing The Issuance of \$500,000 Bonds Of The County Of Monroe, New York, To Finance The Cost Of The Improvements Of The Facilities Of The Irondequoit Bay/South Central Pure Waters District Consisting Of General Pump Station And Interceptor Improvements In And For Said County, At An Estimated Maximum Cost Of \$500,000  
Environment and Public Works Committee; March 24, 2010 – CV: 6-0  
Ways and Means Committee; March 24, 2010 – CV: 7-0
13. Cassetti & Daniele  
Intro. 141  
M. 21  
28-0
- 10-0106 Providing That Resolution (Intro No. 108 Of 2010), Entitled “Approving Increase And Improvement Of Facilities In Northwest Quadrant Pure Waters District – Northwest Quadrant Secondary Clarifier Improvements,” Be Lifted From The Table

14. Cassetti & Daniele  
Intro. 142  
M. 22  
28-0
- 10-0106 Providing That Resolution (Intro No. 108 Of 2010), Entitled “Approving Increase And Improvement Of Facilities In Northwest Quadrant Pure Waters District – Northwest Quadrant Secondary Clarifier Improvements,” Be Adopted  
Environment and Public Works Committee; March 24, 2010 – CV: 6-0  
Ways and Means Committee; March 24, 2010 – CV: 7-0
- Intro. 108  
Res. 114  
28-0
- Main Motion
15. Cassetti & Daniele  
Intro. 143  
Res. 115  
28-0
- 10-0106.br Resolution Authorizing The Issuance Of \$3,000,000 Bonds Of The County Of Monroe, New York, To Finance The Cost Of Improvements To The Waster Water Treatment Plant Including, But Not Limited To, The Installation Of An Additional Secondary Clarifier Tank And Appurtenant Mechanical Elements Necessary To Provide Increased Hydraulic Capacities Of The North West Quadrant Pure Waters District In And For Said County, At An Estimated Maximum Cost of \$3,000,000  
Environment and Public Works Committee; March 24, 2010 – CV: 6-0  
Ways and Means Committee; March 24, 2010 – CV: 7-0
16. Cassetti & Daniele  
Intro. 144  
M. 23  
28-0
- 10-0108 Providing That Resolution (Intro No. 111 Of 2010), Entitled “Approving Increase And Improvement Of Facilities In Gates-Chili-Ogden Sewer District – Trolley Pump Station Improvements,” Be Lifted From The Table
17. Cassetti & Daniele  
Intro. 145  
M. 24  
28-0
- 10-0108 Providing That Resolution (Intro No. 111 Of 2010), Entitled “Approving Increase And Improvement of Facilities In Gates-Chili-Ogden Sewer District – Trolley Pump Station Improvements,” Be Adopted  
Environment and Public Works Committee; March 24, 2010 – CV: 6-0  
Ways and Means Committee; March 24, 2010 – CV: 7-0
- Intro. 111  
Res. 116  
28-0
- Main Motion
18. Cassetti & Daniele  
Intro. 146  
Res. 117  
28-0
- 10-0108.br Resolution Authorizing The Issuance Of \$2,500,000 Bonds Of The County Of Monroe, New York, To Finance The Cost Of Improvement Of The Trolley Pump Station Facilities Of The Gates-Chili-Ogden Sewer District In And For Said County, At An Estimated Maximum Cost Of \$2,500,000  
Environment and Public Works Committee; March 24, 2010 – CV: 6-0  
Ways and Means Committee; March 24, 2010 – CV: 7-0
19. Cassetti & Daniele  
Intro. 147  
M. 25  
28-0
- 10-0110 Providing That Resolution (Intro No. 114 Of 2010), Entitled “Approving Increase And Improvement Of Facilities In Gates-Chili-Ogden Sewer District – General Collection System Improvements,” Be Lifted From The Table
20. Cassetti & Daniele  
Intro. 148  
M. 26  
28-0
- 10-0110 Providing That Resolution (Intro No. 114 Of 2010), Entitled “Approving Increase And Improvement Of Facilities In Gates-Chili-Ogden Sewer District – General Collection System Improvements,” Be Adopted  
Environment and Public Works Committee; March 24, 2010 – CV: 6-0  
Ways and Means Committee; March 24, 2010 – CV: 7-0
- Intro. 114  
Res. 118  
28-0
- Main Motion

21. Cassetti & Daniele  
Intro. 149  
Res. 119  
28-0
- 10-0110.br Resolution Authorizing The Issuance Of \$500,000 Bonds Of The County Of Monroe, New York, To Finance The Cost Of The Improvement Of Facilities Of The Gates-Chili-Ogden Sewer District Consisting Of General Collection System Improvements, In And For Said County, At An Estimated Maximum Cost Of \$500,000  
Environment and Public Works Committee; March 24, 2010 – CV: 6-0  
Ways and Means Committee; March 24, 2010 – CV: 7-0
22. Howland & Barker  
Intro. 150  
Res. 120  
28-0
- 10-0124 Confirmation Of Appointment To Monroe County Traffic Safety Board
23. Howland & Hanna  
Intro. 151  
Res. 121  
28-0
- 10-0129 Authorizing The Issuance Of Obligations By The Monroe County Industrial Development Corporation And Pledging Non-Interference With The Rights Of The Holders Of The Obligations  
Planning and Economic Development Committee; April 26, 2010 – CV: 5-0
24. Hanna & Daniele  
Intro. 152  
Res. 122  
28-0
- 10-0130 Accepting Grant From New York State Division Of Criminal Justice Services For Motor Vehicle Theft And Insurance Fraud Prevention Program  
Public Safety Committee; April 26, 2010 – CV: 9-0  
Ways and Means Committee; April 28, 2010 – CV: 11-0
25. Yolevich & Howland  
Intro. 153  
Res. 123  
28-0
- 10-0131 Confirmation Of Appointments To Monroe County Board Of Health  
Agenda Charter Committee; April 26, 2010 – CV: 5-0
26. Valerio & Daniele  
Intro. 154  
Res. 124  
28-0
- 10-0132 Authorizing Amendatory Agreement With Sutter's Marine, Inc. For Operation Of Marina Concession In Irondequoit Bay Park West  
Recreation and Education Committee; April 27, 2010 – CV: 4-0  
Ways and Means Committee; April 28, 2010 – CV: 11-0
27. Valerio & Daniele  
Intro. 155  
Res. 125  
28-0
- 10-0133 Authorizing Contract With Environmental Design And Research, P.C. For Professional Engineering Services To Develop The Powder Mills Park Master Plan  
Recreation and Education Committee; April 27, 2010 – CV: 4-0  
Ways and Means Committee; April 28, 2010 – CV: 11-0
28. Antelli, Valerio & Daniele  
Intro. 156  
Res. 126  
28-0
- 10-0134 Amending Resolution 212 Of 2008 To Authorize Intermunicipal Agreements With Monroe Community College, Municipal Corporations And Public Authorities Located Within Monroe County For Machinery, Tools And Equipment Sharing, And Access And Sale Of Alternative Fuels  
Intergovernmental Relations Committee; April 27, 2010 – CV: 5-0  
Recreation and Education Committee; April 27, 2010 – CV: 4-0  
Ways and Means Committee; April 28, 2010 – CV: 11-0
29. Drawe & Daniele  
Intro. 157  
Res. 127  
28-0
- 10-0135 Authorizing Contract With Barbara Erdle For Healthy Futures For Children In Foster Care Program  
Human Services Committee; April 27, 2010 – CV: 6-0  
Ways and Means Committee; April 28, 2010 – CV: 11-0

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| 30. Drawe &<br>Daniele<br>Intro. 158<br>Res. 128<br>28-0    | 10-0136 | Accepting Grant From New York State Department Of Health For HIV Emerging Communities Program; Authorizing Contract With University Of Rochester Human Services Committee; April 27, 2010 – CV: 6-0<br>Ways and Means Committee; April 28, 2010 – CV: 11-0  |
| 31. Cassetti &<br>Daniele<br>Intro. 159<br>Res. 129<br>28-0 | 10-0137 | Authorizing Contracts With Crane-Hogan Structural Systems, Inc., Blackmon-Farrell Electric, Inc., John W. Danforth Company, And Nairy Mechanical LLC For Construction Services For Gates-Chili-Ogden Sewer District's Trolley Pump Station Improvements Project Environment and Public Works Committee; April 28, 2010 – CV: 7-0<br>Ways and Means Committee; April 28, 2010 – CV: 11-0 |
| 32. Colby &<br>Daniele<br>Intro. 160<br>Res. 130<br>28-0    | 10-0139 | Authorizing Advertisement For Bids For Jackson Road And Stone Road Project In Towns of Penfield, Webster, Henrietta, And Pittsford Transportation Committee; April 28, 2010 – CV: 9-0<br>Ways and Means Committee; April 28, 2010 – CV: 11-0  |

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**UNFINISHED BUSINESS**

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Upon Motion by Legislator E. Daniel Quatro, the Legislature adjourned at 7:15 P.M. until Tuesday, June 8, 2010 at 6:00 p.m.

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**CHERYL M. ROZZI**  
Clerk of the Legislature