

THIRD DAY

TUESDAY, March 8, 2011

Legislature met pursuant to adjournment.

President Jeffrey R. Adair in the Chair.

ROLL CALL

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

Absent — Legislators Heider, Lee- 2

Meeting formally opened. At the invitation of Legislator Mary A. Valerio, Mark DeCory of New Hope Community Church delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Jeffery L. McCann. President Adair congratulated Legislator Yolevich on his graduation from the Dennis A. Pelletier County Government Institute, he also recognized Mark Quinn, Horticulturist from the Parks Department, who introduced the Plant of the Month, the Scheffleras, to the Legislature.

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 2 of 2011, February 1, 2011 was approved as submitted.

PETITIONS AND COMMUNICATIONS

PROCLAMATIONS AND PRESENTATIONS

By the President of the Legislature — Jeffrey R. Adair

Proclaimed Jointly with County Executive Maggie Brooks, “Deputy Strong, Deputy Trinko, Sergeant Hayes, Mr. Ed Ignarri and Assistant Supervisor Gombatto” for the recognition of their great efforts and acts for our community.
Read and Filed.

Recognized Jointly with Legislators Mark J. Cassetti, Rick Antelli, and Jeffery L. McCann, “Adam Boyce” on his induction into the Greece Arcadia Sports Hall of Fame.
Read and Filed.

Recognized Jointly with Legislators Mary A. Valerio and Robert J. Colby, “The Glue Factory for being selected as a finalist for the 2010 Retailer of the Year Award by Country Business Magazine.
Read and Filed.

Recognized Jointly with Legislators Michael G. Barker and Rick Antelli, “Coach Brian Chadwick” on his induction into the City-Catholic Wrestling Association Hall of Fame.
Read and Filed.

Recognized Jointly with Legislator Carrie M. Andrews, “Joy Community Church & the Gerhardt Neighborhood Outreach Center” For their hard work and dedication to the people of the Beechwood Community.

Read and Filed.

Recognized Jointly with Legislator Glenn J. Gamble, “R Community Bikes” for 10 years of providing exceptional service and volunteerism to a grateful community.

Read and Filed

Recognized Jointly with Legislators Carrie M. Andrews and C. Stephen Eckel, “Writers and Books” for their commitment to increasing literacy and a love of reading in Monroe County.

Read and Filed

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Seven speakers addressed the Legislature and the Open Forum concluded at 6:57 P.M.

CONSIDERSATION OF LOCAL LAWS

1. Hanna & Drawe Intro. 69
Intro. 70
M. 9
27-0
11-0041 LL Amending Local Law No. 5 of 2007, Entitled “Local Law Authorizing Acquisition of Leases, Subleases, Permits and Easements for Various Tower/Antenna Sites for Public Safety Communications; Authorizing Assignments or Subleasing of Leases, Permits and Easements” To Revise Parcel Sizes and Add Additional Sites
Public Safety Committee; February 14, 2011, CV – 7-0
(For Introductory Purposes Only)

Yolevich/Antelli/Rockow
Motion to Amend Intro No. 69 of 2011 to read as follows:

The reference in Section 1 to the property located in the Village of Hilton shall be amended to read as follows:

Village of Hilton 7 Cedar Terrace 2,400 s.f. Lease Hilton, NY
2. Hanna & Drawe Intro. 71
M. 10
27-0
11-0041 LL Providing that Local Law (Intro. No.69 of 2011), Entitled ‘Amending Local Law No. 5 of 2007, Entitled “Local Law Authorizing Acquisition of Leases, Subleases, Permits and Easements for Various Tower/Antenna Sites for Public Safety Communications; Authorizing Assignments or Subleasing of Leases, Permits and Easements” To Revise Parcel Sizes and add Additional Sites,’ Be Tabled
Public Safety Committee; February 14, 2011, CV – 7-0
3. Hanna & Drawe Intro. 72
Res. 61
27-0
11-0041 LL Fixing a Public Hearing on Local Law (Intro. No. 69 of 2011) Entitled ‘Amending Local Law No. 5 of 2007, Entitled “Local Law Authorizing Acquisition of Leases, Subleases, Permits and Easements for Various Tower/Antenna Sites for Public Safety Communications; Authorizing Assignments or Subleasing of Leases, Permits and Easements” To Revise Parcel Sizes and add Additional Sites’
Public Safety Committee; February 14, 2011, CV – 7-0
(Public Hearing is scheduled for Tuesday, April 12, 2011 at 6:15p.m.)

4. Antelli & Hanna, Daniele Intro. 73 11-0042 LL. Amending Local Law No. 3 of 2010, Entitled “Local Law Authorizing Lease and Easements for Tower/Antenna Site at 153 Widger Road, Town of Odgen for Public Safety Communications; Authorizing Assignment or Subleasing of Lease and Easements” To Revise Parcel Size
Intergovernmental Relations Committee; February 15, 2011, CV – 5-0
Public Safety Committee; February 14, 2011, CV – 7-0
Ways and Means Committee; February 16, 2011, CV – 9-0
(For Introductory Purposes Only)
5. Antelli & Hanna, Daniele Intro. 74 M. 11 27-0 11-0042 LL. Providing that Local Law (Intro. No. 73 of 2011), Entitled ‘Amending Local Law No. 3 of 2010, Entitled “Local Law Authorizing Lease and Easements for Tower/Antenna Site at 153 Widger Road, Town of Odgen for Public Safety Communications; Authorizing Assignment or Subleasing of Lease and Easements” To Revise Parcel Size’ Be Tabled
Intergovernmental Relations Committee; February 15, 2011, CV – 5-0
Public Safety Committee; February 14, 2011, CV – 7-0
Ways and Means Committee; February 16, 2011, CV – 9-0
6. Antelli & Hanna, Daniele Intro. 75 Res. 62 27-0 11-0042 LL. Fixing a Public Hearing on Local Law (Intro. No. 73 of 2011), Entitled ‘Amending Local Law No. 3 of 2010, Entitled “Local Law Authorizing Lease and Easements for Tower/Antenna Site at 153 Widger Road, Town of Odgen for Public Safety Communications; Authorizing Assignment or Subleasing of Lease and Easements” To Revise Parcel Size’
Intergovernmental Relations Committee; February 15, 2011, CV – 5-0
Public Safety Committee; February 14, 2011, CV – 7-0
Ways and Means Committee; February 16, 2011, CV – 9-0
(Public Hearing is scheduled for Tuesday, April 12, 2011 at 6:16p.m.)

CONSIDERATION OF MOTIONS, RESOLUTIONS AND NOTICES

7. Yolevich & Howland Intro. 76 Res. 63 27-0 11-0026 Appointment to Monroe County Planning Board
8. Yolevich & Howland Intro. 77 Res. 64 27-0 11-0027 Appointments to Council of Governments
9. Howland & Hanna Intro. 78 Res. 65 27-0 11-0030 Authorizing Initiation of Process for Making Additions to Monroe County Agricultural Districts
Planning and Economic Development Committee; February 14, 2011, CV - 5-0
10. Howland & Daniele Intro. 79 Res. 66 27-0 11-0031 Accepting Grant from County of Monroe Industrial Development Agency
Planning and Economic Development Committee; February 14, 2011, CV - 5-0
Ways and Means Committee; February 16, 2011, CV – 9-0

11. Howland & Daniele
Intro. 80
Res. 67
27-0
11-0032 Accepting Grant from Monroe County Industrial Development Corporation
Planning and Economic Development Committee; February 14, 2011, CV - 5-0
Ways and Means Committee; February 16, 2011, CV – 9-0
12. Howland & Daniele
Intro. 81
Res. 68
27-0
11-0033 Approving Public Employees Blanket Bond for Genesee/Finger Lakes Regional Planning Council
Planning and Economic Development Committee; February 14, 2011, CV - 5-0
Ways and Means Committee; February 16, 2011, CV – 9-0
13. Howland & Daniele
Intro. 82
Res. 69
27-0
11-0034 Authorizing Annual Contribution to Genesee/Finger Lakes Regional Planning Council
Planning and Economic Development Committee; February 14, 2011, CV - 5-0
Ways and Means Committee; February 16, 2011, CV – 9-0
14. Howland & Daniele
Intro. 83
Res. 70
27-0
11-0035 Accepting Grant from Genesee Transportation Council for Land Use Project
Planning and Economic Development Committee; February 14, 2011, CV - 5-0
Ways and Means Committee; February 16, 2011, CV – 9-0
15. Hanna & Daniele
Intro. 84
Res. 71
27-0
11-0036 Authorizing Contract with Jay A. Supnick, PH.D., D/B/A Law Enforcement Psychological Associates for Pre-Employment Psychiatric and Psychological Testing of Deputy Sheriff Candidates and Post-Hire Evaluations of Employees
Public Safety Committee; February 14, 2011, CV – 7-0
Ways and Means Committee; February 16, 2011, CV – 9-0
16. Hanna & Daniele
Intro. 85
Res. 72
27-0
11-0037 Amending Resolution 194 of 2007 to Extend Term of Contract with ACM Medical Laboratory, Inc. for Drugs of Abuse Testing Services
Public Safety Committee; February 14, 2011, CV – 7-0
Ways and Means Committee; February 16, 2011, CV – 9-0
(Legislator Tuciarello declared his interest prior to the vote)
17. Antelli & Hanna, Daniele
Intro. 86
Res. 73
27-0
11-0038 Authorizing Intermunicipal Agreement with City of Rochester for Firearm Instructor
Intergovernmental Relations Committee; February 15, 2011, CV – 5-0
Public Safety Committee; February 14, 2011, CV – 7-0
Ways and Means Committee; February 16, 2011, CV – 9-0
18. Hanna & Daniele
Intro. 87
Res. 74
27-0
11-0039 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 Juvenile Justice System or Becoming a Person in Need of Supervision
Human Services Committee; February 15, 2011, CV – 6-0
Ways and Means Committee; February 16, 2011, CV – 9-0

19. Barker & Daniele Intro. 88
11-0040.br Resolution Authorizing the Issuance of \$890,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Reconstruction and Improvement of Portions of Lincoln Road from Commercial Street to Route 31F, in and for said County, and Superseding the Bond Resolution Adopted on February 2, 2010 (Resolution No. 35 of 2010)
Transportation Committee; February 16, 2011, CV – 8-0
Ways and Means Committee; February 16, 2011, CV – 9-0

Intro. 89
M. 12
11-16 F Haney/O'Brien
Motion to Table Intro. No. 88 of 2011

(Legislators O'Brien, Andrews, Bauroth, Beebe, Eckel, Esposito, Gamble, Haney, Kaleb, Lightfoot and Maneiro voted in the positive)

Intro. 88
Res. 75
27-0 Main Motion
20. Hanna & Cassetti, Daniele Intro. 90
11-0043 Authorizing Sub-Lease Agreement with Monroe Security & Safety Systems Local Development Corporation for a Portion of 1135 Brooks Avenue at the Greater Rochester International Airport
Public Safety Committee; February 14, 2011, CV – 5-2
Environment and Public Works Committee; February 16, 2011, CV – 4-2
Ways and Means Committee; February 16, 2011, CV – 6-3
(For Introductory Purposes Only)
21. Hanna & Cassetti, Daniele Intro. 91
M. 13
27-0 11-0043 Providing that Resolution (Intro No. 90 of 2011), Entitled “Authorizing Sub-Lease Agreement with Monroe Security & Safety Systems Local Development Corporation for a Portion of 1135 Brooks Avenue at the Greater Rochester International Airport” Be Tabled
Public Safety Committee; February 14, 2011, CV – 5-2
Environment and Public Works Committee; February 16, 2011, CV – 4-2
Ways and Means Committee; February 16, 2011, CV – 6-3
22. Hanna & Cassetti, Daniele Intro. 92
Res. 76
27-0 11-0043 Fixing a Public Hearing on Resolution (Intro No. 90 of 2011), Entitled “Authorizing Sub-Lease Agreement with Monroe Security & Safety Systems Local Development Corporation for a Portion of 1135 Brooks Avenue at the Greater Rochester International Airport”
Public Safety Committee; February 14, 2011, CV – 5-2
Environment and Public Works Committee; February 16, 2011, CV – 4-2
Ways and Means Committee; February 16, 2011, CV – 6-3
(Public Hearing is scheduled for Tuesday, April 12, 2011 at 6:17p.m.)

MATTER OF URGENCY

23. Daniele & Yolevich Intro. 93
Res. 77
18-9 11-0098 Authorizing Contract with Capitol Public Strategies, LLC for Lobbying Services
Matter of Urgency
(Legislators O'Brien, Andrews, Bauroth, Beebe, Eckel, Gamble, Haney, Kaleb and Lightfoot voted in the negative)

UNFINISHED BUSINESS

Upon Motion by Legislator E. Daniel Quatro, the Legislature adjourned at 8:03 p.m. until Tuesday, April 12, 2011 at 6:00 p.m.

CHERYL M. ROZZI
Clerk of the Legislature