

## TWELTH DAY

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TUESDAY, November 15, 2011

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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, Andrews, Antelli, Barker, Bauroth, Beebe, Cassetti, Colby, Daniele, Drawe, Eckel, Esposito, Gumina, Haney, Hanna, Heider, Howland, Kaleh, Lee, Lightfoot, Manciro, McCann, O'Brien, Quatro, Rockow, Tucciarello, Valerio, Yolevich— 28

Absent - Legislator Gamble – 1

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Meeting formally opened. President Adair held a Moment of Silent prayer. The Pledge of Allegiance to the Flag was led by Legislator Rick Antelli.

### IN MEMORIAM

26.	Quatro & O'Brien Intro. 338 Res. 248 28-0	11-0293	Expressing Regret of the Monroe County Legislature on the Recent Passing of the Honorable Charles Westfall Matter of Urgency
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### APPROVAL OF MINUTES

Without objection, the journal of the session of Day 11, October 11, 2011 was approved as submitted.

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### PETITIONS AND COMMUNICATIONS

NONE

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President Adair recognized Mark Quinn, Horticulturalist for the Parks Department, who introduced the Plant of the Month, *Blue Spruce* to the Legislature.

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### PROCLAMATIONS

By the President of the Legislature — Jeffrey R. Adair

**Recognized Jointly with Legislators Rick Antelli, Jeffery L. McCann and Mark J. Cassetti “Bill Bellman” for his compassion and dedication as a Wildlife Rehabilitator.**

Read and Filed.

**Recognized Jointly with Legislators E. Daniel Quatro and Debbie Drawe “Penfield Fitness & Racquet Club” on being awarded the 2011 Penfield Business Association’s Business of the Year award.**

Read and Filed.

**Recognized Jointly with Legislator Mike Rockow “Lieutenant Tim Russell & Bill Connors on being awarded the Liberty Mutual Firemark award.**

Read and Filed.

**Recognized Jointly with Legislators Ted O’Brien and Paul E. Haney “Carolyn Portanova” for her four decades of incredible service to the community.**

Read and Filed.

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**RECESS**

President Adair recessed the meeting to allow for one Public Hearing entitled...

“Adoption of Monroe County Pre-Disaster Mitigation Plan” No speakers addressed the Legislature and the hearing concluded at 6:23 P.M.

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**RECONVENING LEGISLATURE**

President Adair reconvened the recessed meeting of November 15, 2011 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. Two speakers addressed the Legislature and the Open Forum concluded at 6:21 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 November 15, 2011 and proceeded under the Usual Order of Business.

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**CONSIDERATION OF MOTIONS, RESOLUTIONS AND NOTICES**

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1. Hanna & Drawe  
Intro. 339  
M. 83  
28-0  
11-0229 Providing that Resolution (Intro. No 332 of 2011), Entitled “Adoption of Monroe County Pre-Disaster Mitigation Plan,” Be Lifted from the Table  
Public Safety Committee; September 26, 2011, CV – 10-0
2. Hanna & Drawe  
Intro. 340  
M. 84  
28-0  
Intro. 332  
Res. 249  
28-0  
11-0229 Providing that Resolution (Intro. No 332 of 2011), Entitled “Adoption of Monroe County Pre-Disaster Mitigation Plan,” Be Adopted  
Public Safety Committee; September 26, 2011, CV – 10-0  
  
Main Motion
3. Hanna & Daniele  
Intro. 341  
Res. 250  
28-0  
11-0232 Authorizing Contract with New York State Literary Center for Art and Literacy Educational Programs for Inmates at Monroe County Jail and Monroe Correctional Facility  
Public Safety Committee; October 24, 2011, CV – 6-0  
Ways and Means Committee; October 26, 2011, CV – 11-0
4. Antelli & Hanna,  
Daniele  
Intro. 342  
Res. 251  
28-0  
11-0233 Authorizing Intermunicipal Agreement with City of Rochester for a Firearm Instructor Intergovernmental Relations; October 25, 2011, CV – 5-0  
Public Safety Committee; October 24, 2011, CV – 6-0  
Ways and Means Committee; October 26, 2011, CV – 11-0
5. Hanna & Daniele  
Intro. 343  
Res. 252  
28-0  
11-0234 Authorizing Contract with Rochester Institute of Technology for Child Care Center Emergency Planning Services Study  
Public Safety Committee; October 24, 2011, CV – 6-0  
Ways and Means Committee; October 26, 2011, CV – 11-0  
*(Legislator Bauroth declared his interest prior to the vote)*
6. Hanna & Daniele  
Intro. 344  
Res. 253  
28-0  
11-0235 Accepting Grant from New York State Division of Criminal Justice Services for 2011-2012 Aid to Crime Laboratories Program (Monroe County Crime Laboratory)  
Public Safety Committee; October 24, 2011, CV – 6-0  
Ways and Means Committee; October 26, 2011, CV – 11-0
7. Hanna & Daniele  
Intro. 345  
Res. 254  
28-0  
11-0236 Accepting Grant from United States Department of Justice, Office of Justice Programs, for 2011 Forensic DNA Backlog Reduction Program  
Public Safety Committee; October 24, 2011, CV – 6-0  
Ways and Means Committee; October 26, 2011, CV – 11-0
8. Hanna & Daniele  
Intro. 346  
Res. 255  
28-0  
11-0237 Accepting Grant from New York State Division of Criminal Justice Services for Front-End Juvenile Justice Reform Program; Authorizing Contracts with Hillside Children’s Center and Rochester Institute of Technology  
Public Safety Committee; October 24, 2011, CV – 6-0  
Ways and Means Committee; October 26, 2011, CV – 11-0  
*(Legislator Bauroth declared his interest prior to the vote)*

9. Antelli & Drawe, Daniele  
Intro. 347  
Res. 256  
28-0
- 11-0238
- Accepting Grant from New York State Department of Health; Authorizing an Intermunicipal Agreement with City of Rochester and Contracting with Schneider Laboratories, Inc., Cornell University and Catholic Family Center for Childhood Lead Primary Prevention  
Intergovernmental Relations; October 25, 2011, CV – 5-0  
Human Services Committee; October 25, 2011, CV – 6-0  
Ways and Means Committee; October 26, 2011, CV – 11-0
10. Drawe & Daniele  
Intro. 348  
Res. 257  
28-0
- 11-0239
- Accepting Grant from New York State Department of Health for Bathing Beach Water Quality Monitoring and Notification Program  
Human Services Committee; October 25, 2011, CV – 6-0  
Ways and Means Committee; October 26, 2011, CV – 11-0
11. Drawe & Daniele  
Intro. 349  
Res. 258  
28-0
- 11-0240
- Accepting Grant from New York State Department of Health for Healthy Neighborhoods Program  
Human Services Committee; October 25, 2011, CV – 6-0  
Ways and Means Committee; October 26, 2011, CV – 11-0
12. Drawe & Daniele  
Intro. 350  
Res. 259  
28-0
- 11-0241
- Accepting Grant from Center for Disease Control for Healthy Futures for Children in Foster Care Program; Authorizing Contracts with University of Rochester, Society for Protection & Care of Children, Children’s Institute, Inc., Coordinated Care Services, Inc., Marty Beyer, Ph.D., and Barbara Erdle  
Human Services Committee; October 25, 2011, CV – 6-0  
Ways and Means Committee; October 26, 2011, CV – 11-0
13. Drawe & Daniele  
Intro. 351
- 11-0242
- Accepting Grant from New York State Department of Health; Authorizing Contracts with Perinatal Network of Monroe County and Visiting Nurse Service of Rochester and Monroe County, Inc. for Healthy Mom – Healthy Baby Program  
Human Services Committee; October 25, 2011, CV – 6-0  
Ways and Means Committee; October 26, 2011, CV – 11-0
- Intro. 352  
M. 85  
12-16F
- Bauroth/Haney (Amendment)
- Motion to Amend File No. 11-0242 to read as follows:

Be It Moved, that Agenda Item No. 13; Intro. No. 351 of 2011, be amended as follows:

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Perinatal Network of Monroe County, for the Healthy Mom – Healthy Baby Program implementation component, in the total amount not to exceed ~~\$250,000~~ \$250,341.50, for the period of October 1, 2011 through September 30, 2012.

Section 4. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Visiting Nurse Service of Rochester and Monroe County, Inc., for the support of the Nurse-Family Partnership Program, in the total amount not to exceed ~~\$77,000~~ \$77,341.50, for the period of October 1, 2011 through September 30, 2012.

*(Legislators O’Brien, Andrews, Bauroth, Beebe, Eckel, Esposito, Haney, Heider, Kaleh, Lee, Lightfoot and Maneiro voted in the positive.)*

Intro. 351  
Res. 260  
28-0

Main Motion

14. Drawe & Daniele  
Intro. 353  
Res. 261  
28-0  
11-0243 Amend Resolution 21 of 2011 to Accept Additional Funding from New York State Office of Temporary and Disability Assistance for Transitional Jobs Program  
Human Services Committee; October 25, 2011, CV – 6-0  
Ways and Means Committee; October 26, 2011, CV – 11-0
15. Drawe & Daniele  
Intro. 354  
Res. 262  
28-0  
11-0244 Amend Resolution 22 of 2011 to Accept Additional Funding from New York State Office of temporary and Disability Assistance for Green Jobs Corps Program  
Human Services Committee; October 25, 2011, CV – 6-0  
Ways and Means Committee; October 26, 2011, CV – 11-0
16. Drawe & Daniele  
Intro. 355  
Res. 263  
28-0  
11-0245 Amend Resolution 23 of 2011 to Accept Additional Funding from New York State Office of Temporary and Disability Assistance for Health Care Jobs Program  
Human Services Committee; October 25, 2011, CV – 6-0  
Ways and Means Committee; October 26, 2011, CV – 11-0
17. Drawe & Daniele  
Intro. 356  
Res. 264  
28-0  
11-0246 Accepting Grant from New York State Office of Children and Family Services for Child Protective Services Staff to Client Ratio Improvement Program  
Ways and Means Committee; October 26, 2011, CV – 11-0
18. Colby & Daniele  
Intro. 357  
Res. 265  
28-0  
11-0247 Authorization to Advertise for Bids for Westfall Road Improvement Project in Town of Brighton and City of Rochester  
Transportation Committee; October 26, 2011, CV – 8-0  
Ways and Means Committee; October 26, 2011, CV – 11-0
19. Yolevich & Daniele  
Intro. 358  
Res. 266  
28-0  
11-0248 Authorizing Professional Services Contract with EBS-EMSCO, Inc. for Actuarial Services Related to Valuing Post-Employment Benefits for County of Monroe  
Ways and Means Committee; October 26, 2011, CV – 11-0
20. Daniele & Yolevich  
Intro. 359  
11-0291 Adoption of Monroe County Annual Budget for the Year 2012 and Establishing 2012 Monroe County Classification, Compensation and Salary Schedule for Monroe County Employees  
Matter Of Urgency  
*(For Introductory Purposes Only)*
21. Daniele & Yolevich  
Intro. 360  
M. 86  
28-0  
11-0291 Providing that Resolution (Intro. No. 359 of 2011), Entitled “Adoption of Monroe County Annual Budget for the Year 2012 and Establishing 2012 Monroe County Classification, Compensation and Salary Schedule for Monroe County Employees,” Be Tabled  
Matter Of Urgency
22. Daniele & Yolevich  
Intro. 361  
Res. 267  
28-0  
11-0291 Fixing Public Hearing on Resolution (Intro. No. 359 of 2011), Entitled “Adoption of Monroe County Annual Budget for the Year 2012 and Establishing 2012 Monroe County Classification, Compensation and Salary Schedule for Monroe County Employees”  
Matter Of Urgency  
*(Public Hearing is scheduled for Thursday, December 8, 2011 at 5:35 P.M. before the Ways and Means Committee)*
23. Cassetti & Daniele  
Intro. 362  
11-0292 Confirming And Adopting Assessment Rolls Of Pure Waters Sewer Districts For 2012 And Confirmation And Adoption Of Assessment Rolls  
Matter Of Urgency  
*(For Introductory Purposes Only)*
24. Cassetti & Daniele  
11-0292 Providing that Resolution (Intro. No. 362 of 2011), Entitled “Confirming And Adopting Assessment Rolls of Pure Waters Districts For 2012 And Confirmation And Adoption

Intro. 363  
M. 87  
28-0

Of Assessment Rolls,” Be Tabled  
Matter Of Urgency

25. Cassetti &  
Daniele  
Intro. 364  
Res. 268  
28-0

11-0292 Fixing Public Hearing on Resolution (Intro. No. 362 of 2011), Entitled “Confirming  
And Adopting Assessment Rolls Of Pure Waters Districts For 2012 And Confirmation  
Of Assessment Rolls  
Matter Of Urgency  
*(Public Hearing is scheduled for Thursday, December 8, 2011 at 5:31 P.M. before the  
Ways and Means Committee)*

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**UNFINISHED BUSINESS**

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Upon Motion by Legislator E. Daniel Quatro, the Legislature adjourned at 7:00 p.m. until Tuesday, December 13, 2011 at 6:00 p.m.

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