

SEVENTH DAY

TUESDAY, June 11, 2013

Legislature met pursuant to adjournment.

President Jeffrey R. Adair in the Chair.

ROLL CALL

Present — Legislators Adair, Ancello, Andrews, Antelli, Barker, Bauroth, Boyce, Carbone, Colby, Daniele, Drawe, Gamble, Gumina, Haney, Hanna, Howland, Kaleh, J. Lightfoot, W. Lightfoot, McCann, Micciche, Morelle Jr., Patterson, Quatro, Rockow, Tucciarello, Valerio, Wilcox, Yolevich— 29

Meeting formally opened. At the invitation of Legislator Glenn Gamble, Pastor Burnice Green of God’s Vision Ministries delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Willie Joe Lightfoot.

APPROVAL OF MINUTES

Without objection, the Journals of the Sessions of Day 5, May 14, 2013 and Day 6, Special Meeting, May 22, 2013 were approved as submitted.

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

PETITIONS AND COMMUNICATIONS

PROCLAMATIONS

By the President of the Legislature — Jeffrey R. Adair

Recognized Jointly with Legislators Mike Rockow, Dick Yolevich and Robert J. Colby “The Brockport Varsity Softball Team” on making it to the 2013 Softball State Semi-Finals and winning the Section V Title.
Read and Filed.

Recognized Jointly with Legislator Steve Tucciarello “The Rochester Edge Women’s Ice Hockey Team” on an incredible season and winning the National Championship.
Read and Filed.

FORMAL COMMITTEE REPORTS

None

RECESS

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

“Enacting a Local Law Authorizing Sale of Surplus Property on Mohawk Drive in Town of Webster, New York to John Casciani”

No speakers addressed the Legislature and the hearing concluded at 6:18 P.M.

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Fifty three speakers addressed the Legislature and the Open Forum concluded at 8:20 P.M.

CONSIDERATION OF LOCAL LAWS

1. Howland & McCann
Intro. 200
M. 34
29-0
13-0140LL Providing that Local Law (Intro. No. 158 of 2013), Entitled “Enacting a Local Law Authorizing Sale of Surplus Property on Mohawk Drive, in Town of Webster, New York to John Casciani” Be Lifted from the Table
2. Howland & McCann
Intro. 201
M. 35
29-0
13-0140LL Providing that Local Law (Intro. No. 158 of 2013), Entitled “Enacting a Local Law Authorizing Sale of Surplus Property on Mohawk Drive, in Town of Webster, New York to John Casciani” Be Adopted
- Intro. 158
Local Law No. TBA
29-0
Main Motion

MOTIONS, RESOLUTIONS AND NOTICES

3. Colby & Howland
Intro. 202
Res. 150
19-10
13-0147 Appointment to Rochester-Genesee Regional Transportation Authority
(Legislators Andrews, Bauroth, Gamble, Haney, Kaleh, J. Lightfoot, W. Lightfoot, Morelle Jr., Patterson and Wilcox voted in the negative)
4. Drawe & Quatro
Intro. 203
Res. 151
29-0
13-0148 Confirming Nominations for Young Citizens of the Year and Willie W. Lightfoot Youth Advocate of the Year Awards
Human Services Committee; May 21, 2013 – CV: 9-0
5. Rockow & Howland
Intro. 204
Res. 152
29-0
13-0149 Appointment to County of Monroe Industrial Development Agency

6. Howland & McCann
Intro. 205

Intro. 206
M. 36
29-0
13-0150 Amending Article VII, Section 545-36 of the Rules of Monroe County Legislature Agenda Charter Committee; May 20, 2013 – CV: 3-2

Tucciarello/Quatro
Motion to Table Intro No. 205
7. Rockow & Yolevich
Intro. 207
Res. 153
29-0
13-0152 Approving Submission of 2013 Annual Action Plan for Housing and Community Development in Suburban Monroe County and Grant Submission to U.S. Department of Housing and Urban Development
Planning and Economic Development Committee; May 20, 2013 – CV: 5-0
Ways and Means Committee; May 22, 2013 – CV: 11-0
8. Rockow, Hanna, Valerio, Colby, Drawe, Boyce, Daniele & Yolevich
Intro. 208
13-0153 Adopting 2014-2019 Capital Improvement Program
Planning and Economic Development Committee; May 20, 2013 – CV: 5-0
Public Safety Committee; May 20, 2013 – CV: 8-0
Recreation and Education Committee; May 21, 2013 – CV: 5-0
Transportation Committee; May 21, 2013 – CV: 7-0
Human Services Committee; May 21, 2013 – CV: 9-0
Environment and Public Works Committee; May 22, 2013 – CV 5-1
Ways and Means Committee; May 22, 2013 – CV: 10-1
(For Introductory Purposes Only)
9. Rockow, Hanna, Valerio, Colby, Drawe, Boyce, Daniele & Yolevich
Intro. 209
M. 37
29-0
13-0153 Providing that Resolution (Intro. No. 208 of 2013), “Adopting 2014-2019 Capital Improvement Program,” Be Tabled
Planning and Economic Development Committee; May 20, 2013 – CV: 5-0
Public Safety Committee; May 20, 2013 – CV: 8-0
Recreation and Education Committee; May 21, 2013 – CV: 5-0
Transportation Committee; May 21, 2013 – CV: 7-0
Human Services Committee; May 21, 2013 – CV: 9-0
Environment and Public Works Committee; May 22, 2013 – CV 5-1
Ways and Means Committee; May 22, 2013 – CV: 10-1
10. Rockow, Hanna, Valerio, Colby, Drawe, Boyce, Daniele & Yolevich
Intro. 210
Res. 154
29-0
13-0153 Fixing Public Hearing for Adoption of 2014-2019 Capital Improvement Program
Planning and Economic Development Committee; May 20, 2013 – CV: 5-0
Public Safety Committee; May 20, 2013 – CV: 8-0
Recreation and Education Committee; May 21, 2013 – CV: 5-0
Transportation Committee; May 21, 2013 – CV: 7-0
Human Services Committee; May 21, 2013 – CV: 9-0
Environment and Public Works Committee; May 22, 2013 – CV 5-1
Ways and Means Committee; May 22, 2013 – CV: 10-1
(Public Hearing is scheduled for Tuesday, July 9, 2013 at 6:15 p.m.)
11. Hanna & Yolevich
Intro. 211
Res. 155
29-0
13-0154 Authorizing Contract with American Diabetes Association for Traffic and Crowd Control Provided by Monroe County Sheriff’s Office for 2013 Tour de Cure
Public Safety Committee; May 20, 2013 – CV: 8-0
Ways and Means Committee; May 22, 2013 – CV: 11-0
12. Hanna & Yolevich
Intro. 212
Res. 156
29-0
13-0155 Authorizing Contract with Arthritis Foundation for Traffic and Crowd Control Provided by Monroe County Sheriff’s Office for 2013 MVP Health Care Rochester Marathon
Public Safety Committee; May 20, 2013 – CV: 8-0
Ways and Means Committee; May 22, 2013 – CV: 11-0

13. Hanna & Yolevich
Intro. 213
Res. 157
29-0
13-0156 Authorizing Contract with J.P. Morgan Chase for Traffic and Crowd Control Provided by Monroe County Sheriff's Office for the 2013 J.P. Morgan Chase Corporate Challenge
Public Safety Committee; May 20, 2013 – CV: 8-0
Ways and Means Committee; May 22, 2013 – CV: 11-0
14. Hanna & Yolevich
Intro. 214
Res. 158
29-0
13-0157 Authorizing Contract with Wegmans for Traffic Control Provided by Monroe County Sheriff's Office for Pittsford Wegmans
Public Safety Committee; May 20, 2013 – CV: 8-0
Ways and Means Committee; May 22, 2013 – CV: 11-0
15. Hanna & Yolevich
Intro. 215
Res. 159
29-0
13-0158 Accepting Grant from New York State Division of Homeland Security and Emergency Services for Technical Rescue/Urban Search and Rescue Grant Program
Public Safety Committee; May 20, 2013 – CV: 8-0
Ways and Means Committee; May 22, 2013 – CV: 11-0
16. Hanna & Yolevich
Intro. 216
Res. 160
29-0
13-0159 Accepting Grant from New York State Division of Criminal Justice Services for Local Reentry Coordination and Services Program; Authorizing Contract with Catholic Family Center
Public Safety Committee; May 20, 2013 – CV: 8-0
Ways and Means Committee; May 22, 2013 – CV: 11-0
17. Hanna & Yolevich
Intro. 217
Res. 161
29-0
13-0160 Accepting Grant from New York State Division of Criminal Justice Services for Juvenile Accountability Block Grant, Arts and Technology Program; Authorizing Contract with Kuumba Consultants
Public Safety Committee; May 20, 2013 – CV: 8-0
Ways and Means Committee; May 22, 2013 – CV: 11-0
18. Howland & McCann
Intro. 218
Res. 162
29-0
13-0161 Confirmation of Appointments and Reappointments to Monroe County Veterans Advisory Committee
Agenda Charter Committee; May 20, 2013 – CV: 5-0
19. Valerio & Yolevich
Intro. 219
Res. 163
29-0
13-0162 Accepting Funding from Rochester Garden Club for Improvements to Pansy Bed in Highland Park; Amending Resolution 15 of 2012 to Add Additional Funding Source to Contracts with Passero Associates and Erdman Anthony for General Architectural and Engineering Term Services for Monroe County Parks Department Recreation and Education Committee; May 21, 2013 – CV: 5-0
Ways and Means Committee; May 22, 2013 – CV: 11-0
20. Colby & Yolevich
Intro. 220
Res. 164
29-0
13-0163 Authorizing Contracts with New York State Department of Transportation for the Huffer Road Curve Project as Part of Spot Improvement Program
Transportation Committee; May 21, 2013 – CV: 7-0
Ways and Means Committee; May 22, 2013 – CV: 11-0
21. Colby & Yolevich
Intro. 221
Res. 165
29-0
13-0163.br Resolution Authorizing the Issuance of \$830,000 Bonds of the County of Monroe, New York, to Finance the Cost of Spot Improvements to County Highways for Safety or Traffic Congestion Relief Purposes, in and for Said County, at an Estimated Maximum Cost of \$830,000, and Superseding the Bond Resolution Adopted on December 11, 2012 (Resolution No. 299 of 2012)
22. Colby & Yolevich
Intro. 222
Res. 166
29-0
13-0164 Authorizing Contract with the New York State Department of Transportation for Horizontal Curve Sign Upgrade Project in Monroe County
Transportation Committee; May 21, 2013 – CV: 7-0
Ways and Means Committee; May 22, 2013 – CV: 11-0

23. Colby & Yolevich
Intro. 223
Res. 167
29-0
- 13-0164.br Resolution Authorizing the Issuance of \$630,000 Bonds of the County of Monroe, New York, to Finance the Cost of Horizontal Curve Sign Improvements for County Roads or for City of Rochester Streets Which May be Improved by the County Under Section 131-K of the Highway Law or Pursuant to an Intermunicipal Agreement with the City of Rochester, in and for Said County, at an Estimated Maximum Cost of \$630,000
- Intro. 224
M. 38
19-10F
- Tucciarello/Valerio
Motion to Suspend the Rules
(Legislators Andrews, Bauroth, Gamble, Haney, Kaleb, J. Lightfoot, W. Lightfoot, Morelle Jr., Patterson and Wilcox voted in the negative)
24. Colby & Yolevich
Intro. 225
Res. 168
29-0
- 13-0165 Accepting Additional Funding from New York State Department of Transportation for State Supported Consolidated Local Street and Highway Improvement Program
Transportation Committee; May 21, 2013 – CV: 7-0
Ways and Means Committee; May 22, 2013 – CV: 11-0
25. Colby & Yolevich
Intro. 226
Res. 169
29-0
- 13-0166 Accepting Grant from Federal Highway Administration Related to Monroe County High Accident Location Program
Transportation Committee; May 21, 2013 – CV: 7-0
Ways and Means Committee; May 22, 2013 – CV: 11-0
26. Boyce, Colby & Yolevich
Intro. 227
Res. 170
29-0
- 13-0167 Authorizing Agreement with City of Rochester and Rochester/Genesee Regional Transit Authority for Operation and Maintenance of Port of Rochester Intelligent Transportation Systems
Intergovernmental Relations Committee; May 22, 2013 – CV: 5-0
Transportation Committee; May 21, 2013 – CV: 7-0
Ways and Means Committee; May 22, 2013 – CV: 11-0
27. Drawe & Yolevich
Intro. 228
Res. 171
29-0
- 13-0168 Authorizing Contract with Rochester Institute of Technology for Services Provided by Monroe County Department of Public Health Tuberculosis Program
Human Services Committee; May 21, 2013 – CV: 9-0
Ways and Means Committee; May 22, 2013 – CV: 11-0
(Legislator Bauroth declared his interest prior to the vote)
28. Drawe & Yolevich
Intro. 229
Res. 172
29-0
- 13-0169 Amending Resolution 39 of 2013 to Accept Additional Funding from New York State Office of Temporary and Disability Assistance for 2012-2013 Home Energy Assistance Program
Human Services Committee; May 21, 2013 – CV: 9-0
Ways and Means Committee; May 22, 2013 – CV: 11-0
29. Yolevich & Howland
Intro. 230
Res. 173
29-0
- 13-0170 Directing the Refund of Certain Monroe County Taxes Levied and Collected Against Property in Town of Penfield
Ways and Means Committee; May 22, 2013 – CV: 11-0
30. Yolevich & Howland
Intro. 231
Res. 174
29-0
- 13-0171 Directing Correction, Cancellation and Levy of Certain Monroe County Taxes in City of Rochester and Village of Fairport
Ways and Means Committee; May 22, 2013 – CV: 11-0
31. Hanna & Micciche
Intro. 232
Res. 175
29-0
- 13-0173 Confirmation of Appointment of Director of Public Safety
Public Safety Committee; May 20, 2013 – CV: 8-0

32. Tucciarello & Yolevich
Intro. 233
- 13-0172
- Accepting Gifts from Monroe County Fair and Recreation Association, Inc. for Production of Agricultural Festival at Northampton Park; Amending Resolution 15 of 2012 to Increase Contract Amount and Add Additional Funding Source to Contracts with Passero Associates and Erdman Anthony
Recreation and Education Committee; May 21, 2013 – CV: 4-1
Ways and Means Committee; May 22, 2013 – CV: 9-2
(Legislator Colby declared his interest prior to the vote)
- Intro. 234
M. 39
29-0
- Daniele/Boyce/Andrews
Motion to Move into Executive Session
- Intro. 235
M. 40
29-0
- W. Lightfoot/Antelli
Motion to End Executive Session
- Intro. 236
M. 41
10-19F
- Andrews/Morelle
Motion to Table Intro. 233 of 2013
(Legislators Andrews, Bauroth, Gamble, Haney, Kaleh, J. Lightfoot, W. Lightfoot, Morelle Jr., Patterson and Wilcox voted in the positive)
- Intro. 233
Res. 176
20-9
- Main Motion
(Legislators Andrews, Bauroth, Gamble, Haney, Kaleh, W. Lightfoot, Morelle Jr., Patterson and Wilcox voted in the negative)
33. Daniele & Yolevich
Intro. 237
Res. 177
29-0
- 13-0174
- Authorizing License Agreement on Behalf of Monroe County Airport Authority with Crane Hogan Structural Systems, Inc., for Approximately 2.14 Acres Located at 1185 Scottsville Road, City of Rochester, at Greater Rochester International Airport
Environment and Public Works Committee; May 22, 2013 – CV: 6-0
Ways and Means Committee; May 22, 2013 – CV: 11-0
34. Yolevich & Howland
Intro. 238
Res. 178
29-0
- 13-0185
- Mortgage Tax Distribution
Ways and Means Committee; May 22, 2013 – CV: 11-0

UNFINISHED BUSINESS

Upon Motion by Legislator Tucciarello, the Legislature adjourned at 11:50 p.m. until Tuesday, July 9, 2013 at 6:00 p.m.

CHERYL M. ROZZI
Clerk of the Legislature