

**TENTH DAY**

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**TUESDAY, OCTOBER 8, 2019**

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Legislature met pursuant to adjournment.

President Dr. Joe Carbone in the Chair.

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**ROLL CALL**

Present – Legislators Allkofer, Ancello, Barnhart, Bauroth, Boyce, Brew, Carbone, Delehanty, DiFlorio, Drawe, Felder, Flagler-Mitchell, Halstead, Hebert, Howland, Kaleh, LaMar, Lightfoot, Maffucci, Marianetti, Micciche, Morelle, Jr., Rockow, Taylor, Terp, Wilcox, Wilt, Zale – 28

Absent – Sheppard – 1

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The meeting formally opened. Prayer led by Reverend Ernest Krug of Third Presbyterian Church, at the invitation of Legislator Joshua Bauroth. The Pledge of Allegiance to the Flag was led by Legislator Tony Micciche.

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**IN MEMORIUM**

15. Marianetti & Kaleh Intro. 296 Res. 245 28-0	19-0241	Expressing Regret of the Monroe County Legislature on the Recent Passing of Henry Nathan Burroughs, Jr., Grandfather of Monroe County Legislator Ernest Flagler-Mitchell, District 29 Matter of Urgency
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**APPROVAL OF MINUTES**

Without objection, the Journal of Day 9, September 10, 2019 was approved as submitted.

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**PETITIONS AND COMMUNICATIONS**

*None*

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**PROCLAMATIONS**

**By the President of the Legislature – Dr. Joe Carbone**

**Recognized jointly with County Executive Cheryl Dinolfo, Lesley Blaessig and Blaessig Glass Specialties, Inc., on their well-deserved 80 year celebration.**

Read and Filed.

**Recognized jointly with Legislator Matthew Terp and Legislator George Hebert, Mr. Paul Hicks and the Webster Xtreme 12U team for their outstanding achievement on and off the field.**

Read and Filed.

Recognized jointly with Legislator Cynthia W. Kaleh and Legislator Sabrina A. LaMar, Meaghan de Chateauvieux and Willow Domestic Violence Center on its 40<sup>th</sup> anniversary and for making a difference in the lives of families. Read and Filed.

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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. There were forty-seven speakers and the Open Forum concluded at 8:33 P.M.

*Note: Legislator Micciche exited the Chambers during the Public Forum and did not return for the remainder of the meeting.*

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## CONSIDERATION OF LOCAL LAWS

1. Marianetti & Halstead Intro. 297 19-0240.LL Enact a Local Law Entitled “Prohibited Harassment of a Police Officer, Peace Officer or First Responder in Monroe County”  
Matter of Urgency  
For Introductory Purposes Only
2. Marianetti & Halstead Intro. 298 19-0240.LL Providing that Local Law (Intro. No. 297 of 2019), Entitled “Prohibited Harassment of a Police Officer, Peace Officer or First Responder in Monroe County,” Be Tabled

President Carbone ruled in favor of Legislator Marianetti’s **POINT OF ORDER**. Legislator Bauroth **APPEALED THE RULING OF THE CHAIR** and Legislator Kaleh **SECONDED** the motion. A vote was taken and the Ruling of the Chair was **SUSTAINED** by the following vote:

Ayes - Legislators Marianetti, Allkofer, Ancello, Boyce, Brew, Delehanty, DiFlorio, Drawe, Halstead, Hebert, Howland, Rockow, Taylor, Terp, Wilt, Zale, and President Carbone – 17

Nays - Legislators Kaleh, Barnhart, Bauroth, Felder, Flagler-Mitchell, LaMar, Lightfoot, Maffucci, Morelle, Jr., and Wilcox – 10

President Carbone ruled in favor of Legislator Marianetti’s **POINT OF ORDER**. Legislator Kaleh **APPEALED THE RULING OF THE CHAIR** and Legislator Lightfoot **SECONDED** the motion. A vote was taken and the Ruling of the Chair was **SUSTAINED** by the following vote:

Ayes - Legislators Marianetti, Allkofer, Ancello, Boyce, Brew, Delehanty, DiFlorio, Drawe, Halstead, Hebert, Howland, Rockow, Taylor, Terp, Wilt, Zale, and President Carbone – 17

Nays - Legislators Kaleh, Barnhart, Bauroth, Felder, Flagler-Mitchell, LaMar, Lightfoot, Maffucci, Morelle, Jr., and Wilcox – 10

3. Boyce & Halstead  
Intro. 299  
Res. 246  
20-7
- 19-0240.LL Fixing a Public Hearing on Local Law (Intro. No. 297 of 2019) Entitled “Prohibited Harassment of a Police Officer, Peace Officer or First Responder in Monroe County”  
*Public Hearing Scheduled for Tuesday, November 12, 2019 at 6:15 P.M.*
- (Legislators Kaleh, Barnhart, Bauroth, Felder, Flagler-Mitchell, LaMar, and Lightfoot Voted in the Negative)*

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### MOTIONS, RESOLUTIONS AND NOTICES

4. Terp & Allkofer  
Intro. 300  
Res. 247  
27-0
- 19-0228 Confirming Appointment to Board of Trustees of Monroe County Library System
5. Boyce & Delehanty  
Intro. 301  
Res. 248  
27-0
- 19-0230.br Authorizing Appropriation Transfer to Established Project “Weights & Measures Flatbed Truck Replacement”  
Public Safety Committee; September 24, 2019 – CV: 9-0  
Ways and Means Committee; September 24, 2019 – CV: 11-0
6. Brew & Delehanty  
Intro. 302  
Res. 249  
27-0
- 19-0231 Amending 2019-2024 Capital Improvement Program to Expand Scope and Increase Project Authorization of Hall of Justice Court Requested Improvements Project  
Environment and Public Works Committee; September 24, 2019 – CV: 7-0  
Ways and Means Committee; September 24, 2019 – CV: 11-0
7. Brew & Delehanty  
Intro. 303  
Res. 250  
27-0
- 19-0231.br Resolution Authorizing the Issuance of \$375,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Construction of New Courtrooms and Support Spaces in the Hall of Justice, In and For Said County, At an Estimated Maximum Cost of \$375,000 and Superseding the Bond Resolution Adopted on December 12, 2017 (Resolution No. 372 of 2017)  
Environment and Public Works Committee; September 24, 2019 - CV: 7-0  
Ways and Means Committee; September 24, 2019 - CV: 11-0
8. Zale & Delehanty  
Intro. 304  
Res. 251  
27-0
- 19-0232 Accepting Grant from New York State Division of Criminal Justice Services for 2019-2020 Aid to Crime Laboratories Grant Program (Office of the Medical Examiner)  
Human Services Committee; September 24, 2019 - CV: 9-0  
Ways and Means Committee; September 24, 2019 - CV: 11-0
9. Zale & Delehanty  
Intro. 305
- 19-0233 Authorizing Contract with Freed Maxick, CPAs, P.C. to Perform Aged Receivables Analysis  
Human Services Committee; September 24, 2019 - CV: 7-0  
Ways and Means Committee; September 24, 2019 - CV: 11-0

President Carbone ruled in favor of Legislator Marianetti’s **POINT OF ORDER**. Legislator Morelle, Jr. **APPEALED THE RULING OF THE CHAIR** and Legislator Lightfoot **SECONDED** the motion. A vote was taken and the Ruling of the Chair was **SUSTAINED** by the following vote:

Ayes - Legislators Marianetti, Allkofer, Ancello, Barnhart, Boyce, Brew, Delehanty, DiFlorio, Drawe, Halstead, Hebert, Howland, Rockow, Taylor, Terp, Wilt, Zale, and President Carbone – 18

Nays - Legislators Kaleh, Bauroth, Felder, Flagler-Mitchell, LaMar, Lightfoot, Maffucci, Morelle, Jr., and Wilcox – 9

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| Res. 252<br>27-0   |            | Main Motion  |
| 10. Delehanty &<br>Drawe<br>Intro. 306<br>Res. 253<br>27-0 | 19-0234    | Directing Correction, Cancellation and Levy of Certain Monroe County Taxes in the Towns of Irondequoit and Webster<br>Ways and Means Committee; September 24, 2019 - CV: 11-0  |
| 11. Boyce &<br>Delehanty<br>Intro. 307<br>Res. 254<br>27-0 | 19-0235    | Amending 2019-2024 Capital Improvement Program to Add Project Entitles "Jail Mainframe Reconstruction"<br>Public Safety Committee; September 24, 2019 – CV: 9-0<br>Ways and Means Committee; September 24, 2019 – CV: 11-0                           |
| 12. Boyce &<br>Delehanty<br>Intro. 308<br>Res. 255<br>27-0 | 19-0235.br | Amending 2019 Capital Budget to Add Project Entitled "Jail Mainframe Reconstruction" and Authorizing Appropriation Transfer<br>Public Safety Committee; September 24, 2019 – CV: 9-0<br>Ways and Means Committee; September 24, 2019 – CV: 11-0      |
| 13. Zale &<br>Delehanty<br>Intro. 309<br>Res. 256<br>27-0  | 19-0236    | Amending Resolution 212 of 2017 to Amend and Increase Contracts to Provide Temporary Nursing Staff at Monroe Community Hospital<br>Human Services Committee; September 24, 2019 – CV: 9-0<br>Ways and Means Committee; September 24, 2019 – CV: 11-0 |
| 14. Terp &<br>Allkofer<br>Intro. 310<br>Res. 257<br>26-1   | 19-0239    | Confirming Appointment to Monroe Community College Board of Trustees<br><br><i>(Legislator Lightfoot Voted in the Negative)</i>  |

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**UNFINISHED BUSINESS**

*None*

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Upon Motion by Legislator Marianetti, the Legislature Adjourned at 10:19 P.M. until **Tuesday, November 12, 2019 at 6:00 P.M.**

**Jack Moffitt**  
Clerk of the Legislature