

**TWELTH DAY**

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**THURSDAY, JUNE 3, 2021**

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Legislature met pursuant to Special Meeting Notice

President Dr. Joe Carbone in the Chair.

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**ROLL CALL**

Present – Legislators Ancello\*, Bauroth\*, Baynes\*, Boyce\*, Brew\*, Carbone, Colby\*, Delehanty\*, DiFlorio\*, Dondorfer\*, Felder\*, Flagler-Mitchell\*, Hasman\*, Hebert\*, Keophetlasy\*, LaMar\*, Lee, Jr.\*, Maffucci\*, Marianetti\*, Morelle, Jr.\*, Roman\*, Smith\*, Taylor\*, Terp\*, Wilt\*, Yudelson\* – 26

Absent – Allkofer, Barnhart, Wilcox – 3

\* Legislator Participated in the Meeting via Teleconference in Accordance with Executive Order 202.1 and 202.108, issued by Governor Andrew M. Cuomo.

*(Note: The meeting was left open and Legislator Wilcox recorded his votes following adjournment.)*

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**SUSPENSION OF THE RULES**

Intro. 243  
M. 64  
27-0

Brew & DiFlorio  
Motion to Suspend the Rules of the Monroe County Legislature as follows:

PROVIDING THAT RULES OF THE MONROE COUNTY LEGISLATURE BE SUSPENDED AND MODIFIED FOR THE SPECIAL MEETING ON JUNE 3, 2021.

Be It Moved, that Article II, Section 545-6 of the Rules of the Monroe County Legislature, be, and hereby is suspended and modified by prohibiting public in-person access to the Special Meeting in favor of video viewing or listening to, and recording and later transcription of such proceeding.

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The meeting formally opened. President Carbone requested a moment of silent prayer. The Pledge of Allegiance to the Flag was led by Legislator George J. Hebert.

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**ANNOUNCEMENT**

President Carbone stated that the sole purpose of this meeting, pursuant to Section C2-9C (1) of the County Charter and Section 545-5 of the Rules of the Legislature of the County of Monroe, was to consider the items listed on the official meeting notice. The Clerk of the Legislature gave notification of this special meeting to legislators and the media pursuant to Rule 545-5 of the Rules of the Monroe County Legislature. President Carbone stated the meeting has been closed to the public and all Legislators are participating via video or teleconference in accordance with Executive Order 202.1 and 202.108. President Carbone also noted that keeping with the Legislature’s tradition of openness, the meeting is being live-streamed on YouTube through the Legislature’s official channel.

President Carbone stated that Legislature will consider two resolutions that will complete a Home Rule Message to both the State Senate and State Assembly. Those requests are related to the alienation of 16,970 sqft. of parkland to be used as right of way for Lake Road in the Town of Webster, and dedication of 21,141 sqft. of land along the southeast side of Lake Road as

parkland. The action was previously approved by this Honorable Body via Resolution No. 171 of 2021, but formal Home Rule Messages are required for the State Legislature to take action.

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**PETITIONS AND COMMUNICATIONS**

**From the President of the Legislature – DR. JOE CARBONE**

**Regarding Calling a Special Meeting of the Legislature.**

Read and Print. (File No. 21-0211)

June 2, 2021

Mr. Jack Moffitt, Clerk  
Monroe County Legislature  
407 County Office Building  
Rochester, New York 14614

RE: Special Meeting of the Monroe County Legislature

Dear Mr. Moffitt:

Pursuant to the authority vested in me as President of the Legislature by Section C2-9C (1) of the County Charter and Section 545-5 of the Rules of the Monroe County Legislature, I hereby direct you to call a Special Meeting of the Legislature for Thursday, June 3, 2021 at 3:00 p.m. in the Chambers of the Legislature, 406 County Office Building, with Legislators participating remotely via Zoom and public viewing available through a link found at [www.monroecounty.gov/legislature](http://www.monroecounty.gov/legislature).

The business to be conducted at the special meeting will be the following:

Providing that Rules of the Monroe County Legislature be Suspended and Modified for the Special Meeting on June 3, 2021;

Requesting the Legislature of the State of New York Pursuant to Article IX of the Constitution to Enact Into Law Assembly Bill No. A.6213-A Entitled "AN ACT in relation to authorizing town of Webster, county of Monroe, to alienate certain lands used as parkland and to dedicate certain other lands as parklands" (*file no. 21-0213*); and

Requesting the Legislature of the State of New York Pursuant to Article IX of the Constitution to Enact Into Law Senate Bill No. S.5127-A Entitled "AN ACT in relation to authorizing town of Webster, county of Monroe, to alienate certain lands used as parkland and to dedicate certain other lands as parklands" (*file no. 21-0214*).

Please give notice of this Special Meeting of the County Legislature to the members of the Legislature in accordance with the provisions of Section C2-9C (2) of the County Charter. Thank you for your assistance.

Sincerely,  
Dr. Joe Carbone  
Monroe County Legislature  
President

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**OTHER COUNTY OFFICIALS**

**Jack Moffitt, Clerk of the Legislature – Regarding Calling a Special Meeting of the Monroe County Legislature.**

Read and Print. (File No. 21-0212)

June 2, 2021

The Honorable  
Monroe County Legislature  
39 West Main Street  
Rochester, NY 14614

Re: Special Meeting of the Monroe County Legislature

Honorable Legislators:

At the direction of Dr. Joe Carbone, President of the Monroe County Legislature, a Special Meeting of the Monroe County Legislature is hereby called pursuant to Section C2-9(C)(1) of the Monroe County Charter and Section 545-5 of the Rules of the Legislature for Thursday, June 3, 2021 at 3:00 p.m. in the Chambers of the Legislature, 406 County Office Building, with Legislators participating remotely via Zoom and public viewing available through a link found at [www.monroecounty.gov/legislature](http://www.monroecounty.gov/legislature).

The business to be conducted at the special meeting will be the following:

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Sincerely,  
Jack Moffitt  
Clerk of the Legislature

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### PUBLIC FORUM

An Open Forum was conducted. No written comments were submitted or read, and the Open Forum concluded at 3:08 P.M.

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### MOTIONS, RESOLUTIONS AND NOTICES

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| 1. Terp & Hebert Baynes Intro. 244 Res. 173 27-0 | 21-0213 | Requesting the Legislature of the State of New York Pursuant to Article IX of the Constitution to Enact into Law Assembly Bill No.A.6213-A Entitled "AN ACT in Relation to authorizing town of Webster, county of Monroe, to alienate certain lands used as parkland and to dedicate certain other lands as parklands" |
| 2. Terp & Hebert Baynes Intro. 245 Res. 174 27-0 | 21-0214 | Requesting the Legislature of the State of New York Pursuant to Article IX of the Constitution to Enact into Law Senate Bill No.S.5127-A Entitled "AN ACT in relation to authorizing town of Webster, county of Monroe, to alienate certain lands used as parkland and to dedicate certain other lands as parklands"   |

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**UNFINISHED BUSINESS**

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Upon Motion by Legislator Brew, the Legislature Adjourned at 3:13 P.M. until **Tuesday, June 8, 2021 at 6:00 P.M.**

**JACK MOFFITT**  
Clerk of the Legislature