NINTH DAY

TUESDAY, AUGUST 10, 2010

Legislature met pursuant to adjournment.

President Jeffrey R. Adair in the Chair.

ROLL CALL


Absent — Heider – 1

Meeting formally opened. At the invitation of Legislator Saul A. Maneiro, Father Larry Tracy of the St. Michael’s Church of Rochester, delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Glenn J. Gamble.

IN MEMORIAM

38. Quatro & Bronson
Intro. 232
Res. 188
28-0

Expressing Regret Of The Monroe County Legislature On The Recent Passing Of Edward T. Marianetti, Former Executive Director of Monroe County Water Authority
Matter of Urgency

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 8 of 2010, July 13, 2010 was approved as submitted.

PETITIONS AND COMMUNICATIONS

PROCLAMATIONS

By the President of the Legislature — Jeffrey R. Adair

Proclaimed Jointly with County Executive Maggie Brooks and Legislators E. Daniel Quatro, Harry B. Bronson, Calvin Lee, Jr., Carrie M. Andrews, Cynthia Kaleh, Mary A. Valerio and Debbie Drawe “Susan B. Anthony House” for their dedication to the legacy of Susan B. Anthony on the 90th Anniversary of the passage of the 19th Amendment. Read and Filed.

Recognized Jointly with Legislator Robert J. Colby “Star of the West Flour Mill in Churchville, NY” In recognition of their 200th Anniversary. Read and Filed.
Recognized Jointly with Legislators Calvin Lee Jr. and Willie Joe Lightfoot “Mamady Kourouma & Shymel Hardy” for their hard work and for representing the region.

Read and Filed.

RECESS

President Adair recessed the meeting to allow for one Public Hearing entitled “‘Electing Retirement Incentive Program As Authorized By Part A Of Chapter 105, Laws Of 2010, And Authorizing County To Offer Local Incentive, For Eligible Employees Of County Of Monroe.” No speakers addressed the Legislature and the hearing concluded at 6:25 P.M.

RECONVENING LEGISLATURE

President Adair reconvened the recessed meeting of August 10, 2010 and proceeded under the Usual Order of Business.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Five speakers addressed the Legislature on various subjects and the Open Forum concluded at 6:35 P.M.

RECESS

A recess was declared by President Adair to allow for a meeting of the Pure Waters Administrative Board.

RECONVENING LEGISLATURE

President Adair reconvened the recessed meeting of August 10, 2010 and proceeded under the Usual Order of Business.

LOCAL LAWS

1. Daniele & Yolevich
   Intro. 233
   M. 37
   28-0

   10-0241.LL Providing That Local Law (Intro. No. 229 Of 2010), Entitled “Electing Retirement Incentive Program As Authorized By Part A Of Chapter 105, Laws Of 2010, And Authorizing County To Offer Local Incentive, For Eligible Employees Of County Of Monroe,” Be Lifted From The Table

2. Daniele & Yolevich
   Intro. 234
   M. 38
   27-1

   10-0241.LL Providing That Local Law (Intro. No. 229 Of 2010) Entitled “Electing Retirement Incentive Program As Authorized By Part A Of Chapter 105, Laws Of 2010, And Authorizing County To Offer Local Incentive, For Eligible Employees Of County Of Monroe,” Be Adopted

   (Legislator Lightfoot voted in the negative)
<table>
<thead>
<tr>
<th>Intro.</th>
<th>L. No.</th>
<th>Title</th>
<th>Committee(s)</th>
</tr>
</thead>
<tbody>
<tr>
<td>229</td>
<td>TBA</td>
<td>Main Motion</td>
<td>(Legislator Lightfoot voted in the negative)</td>
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<tr>
<td>3.</td>
<td>10-0231.LL</td>
<td>Local Law Authorizing Lease And Easements For Tower/Antenna Site At 153 Widger Road, Town Of Ogden For Public Safety Communications; Authorizing Assignment Or Subleasing Of Lease and Easements</td>
<td>Intergovernmental Relations Committee; July 27, 2010 – CV: 5-0 Public Safety Committee; July 26, 2010 – CV: 7-0 Ways and Means Committee; July 28, 2010 – CV: 11-0 (For Introductory Purposes Only)</td>
</tr>
<tr>
<td>4.</td>
<td>10-0231.LL</td>
<td>Providing That Local Law (Intro No. 235 Of 2010), Entitled “Local Law Authorizing Lease And Easements For Tower/Antenna Site At 153 Widger Road, Town Of Ogden For Public Safety Communications; Authorizing Assignment Or Subleasing Of Lease and Easements” Be Tabled</td>
<td></td>
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<tr>
<td>5.</td>
<td>10-0231.LL</td>
<td>Fixing Public Hearing On Local Law (Intro No. 235 Of 2010), Entitled “Local Law Authorizing Lease And Easements For Tower/Antenna Site At 153 Widger Road, Town Of Ogden For Public Safety Communications; Authorizing Assignment Or Subleasing Of Lease and Easements”</td>
<td>(Public Hearing is Scheduled for Tuesday, September 14, 2010 at 6:15 P.M.)</td>
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<td>6.</td>
<td>10-0232.LL</td>
<td>Enacting Local Law Authorizing Amendment To Lease By Negotiation With Gallina Development Corp. To Use And Occupy Space At 2330 Union Street, Town Of Ogden, New York</td>
<td>Public Safety Committee; July 26, 2010 – CV: 7-0 Ways and Means Committee; July 28, 2010 – CV: 8-3 (For Introductory Purposes Only)</td>
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<tr>
<td>7.</td>
<td>10-0232.LL</td>
<td>Providing That Local Law (Intro No. 238 Of 2010), Entitled “Enacting Local Law Authorizing Amendment To Lease By Negotiation With Gallina Development Corp. To Use And Occupy Space At 2330 Union Street, Town Of Ogden, New York” Be Tabled</td>
<td></td>
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<tr>
<td>8.</td>
<td>10-0232.LL</td>
<td>Fixing Public Hearing On Local Law (Intro No. 238 Of 2010), Entitled “Enacting Local Law Authorizing Amendment To Lease By Negotiation With Gallina Development Corp. To Use And Occupy Space At 2330 Union Street, Town Of Ogden, New York”</td>
<td>(Public Hearing is Scheduled for Tuesday, September 14, 2010 at 6:16 P.M.)</td>
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<td>9.</td>
<td>10-0233.LL</td>
<td>Enacting Local Law Authorizing Lease By Negotiation To New Cingular Wireless PCS, LLC At Northwest Quadrant Wastewater Treatment Facility, 557 Manitou Beach Road, Town Of Greece; Authorizing Granting Of Easements For Access And Utilities From Payne Beach Road To Lease Area</td>
<td>Environment and Public Works Committee; July 28, 2010 – CV: 7-0 Ways and Means Committee; July 28, 2010 – CV: 11-0 (For Introductory Purposes Only)</td>
</tr>
</tbody>
</table>
10. Cassetti & Daniele
10-0233.LL Providing That Local Law (Intro No. 241 Of 2010), Entitled “Enacting Local Law Authorizing Lease By Negotiation To New Cingular Wireless PCS, LLC At Northwest Quadrant Wastewater Treatment Facility, 557 Manitou Beach Road, Town Of Greece; Authorizing Granting Of Easements For Access And Utilities From Payne Beach Road To Lease Area” Be Tabled

11. Cassetti & Daniele
10-0233.LL Fixing Public Hearing On Local Law (Intro. No. 241 Of 2010), Entitled “Enacting Local Law Authorizing A Lease By Negotiation To New Cingular Wireless PCS, LLC At Northwest Quadrant Wastewater Treatment Facility, 557 Manitou Beach Road, Town Of Greece; Authorizing Granting Of Easements For Access And Utilities From Payne Beach Road To Lease Area”
(Public Hearing is Scheduled for Tuesday, September 14, 2010 at 6:17 P.M.)

MOTIONS, RESOLUTIONS AND NOTICES

12. Valerio & Daniele
10-0240 Providing That Resolution (Intro No. 226 Of 2010), Entitled “Approving Monroe Community College’s 2010-2011 Operating Budget,” Be Lifted From The Table

13. Valerio & Daniele
10-0240 Providing That Resolution (Intro No. 226 Of 2010), Entitled “Approving Monroe Community College’s 2010-2011 Operating Budget” Be Adopted
Recreation and Education Committee; July 28, 2010 – CV: 5-0
Ways and Means Committee; July 28, 2010 – CV: 11-0

14. Hanna & Daniele
10-0213 Accepting Grant From New York State Department Of State’s Office Of Fire Prevention And Control For Consumable Supplies And Related Material Necessary For Analysis And Testing Of Fire-Generated Evidence
Public Safety Committee; July 26, 2010 – CV: 7-0
Ways And Means Committee; July 28, 2010 – CV: 11-0

15. Hanna & Daniele
10-0214 Authorizing Transfer Of Department Of Public Safety Special Traffic Operations Program-Driving While Intoxicated Reserve Funds To The Office Of Probation – Community Corrections Operating Budget
Public Safety Committee; July 26, 2010 – CV: 7-0
Ways And Means Committee; July 28, 2010 – CV: 11-0

16. Rockow & Daniele
10-0215 Authorizing Transfer Of Department Of Public Safety Special Traffic Operations Program-Driving While Intoxicated (STOP-DWI) Reserve Funds To STOP-DWI Operating Budget; Amending Resolution 18 Of 2010 To Amend Intermunicipal Agreements With Village Of Brockport And City Of Rochester
Public Safety Committee; July 26, 2010 – CV: 7-0
Ways And Means Committee; July 28, 2010 – CV: 11-0
17. Hanna & Daniele
   Intro. 249
   Res. 196
   28-0
   10-0216 Accepting Grant From New York State Division Of Criminal Justice Services For Felony
   Warrant Initiative
   Public Safety Committee; July 26, 2010 – CV: 7-0
   Ways and Means Committee; July 28, 2010 – CV: 11-0

18. Hanna & Daniele
   Intro. 250
   Res. 197
   28-0
   10-0217 Authorizing Contract With Global Tel*Link Corporation To Provide Collect Telephone
   Services To Inmates At Monroe County Jail And Monroe Correctional Facility
   Public Safety Committee; July 26, 2010 – CV: 7-0
   Ways and Means Committee; July 28, 2010 – CV: 11-0

19. Hanna & Daniele
   Intro. 251
   Res. 198
   28-0
   10-0218 Authorizing Contract With Arthritis Foundation For Traffic And Crowd Control Provided
   By Monroe County Sheriff's Office For 2010 MVP Health Care Rochester Marathon
   Public Safety Committee; July 26, 2010 – CV: 7-0
   Ways and Means Committee; July 28, 2010 – CV: 11-0

20. Valerio & Daniele
    Intro. 252
    Res. 199
    28-0
    10-0219 Amending 2010-2015 Capital Improvement Program To Add Capital Project Entitled
    “Monroe Community College Dental Lab Renovation Project”; Accepting Grant From
    Monroe Community College Foundation, Inc.
    Recreation and Education Committee; July 28, 2010 – CV: 5-0
    Ways and Means Committee; July 28, 2010 – CV: 11-0

21. Valerio, Haney
    Intro. 253
    Res. 200
    28-0
    10-0219.br Resolution Authorizing The Issuance Of $300,000 Bonds Of The County Of Monroe, New
    York, To Finance Part Of The Cost Of The Monroe Community College Dental Lab
    Renovation Project At Monroe Community College, In And For Said County, At An
    Estimated Maximum Cost Of $500,000
    Recreation and Education Committee; July 28, 2010 – CV: 5-0
    Ways and Means Committee; July 28, 2010 – CV: 11-0

22. Yolevich, Antelli, Hanna & Daniele
    Intro. 254
    Res. 201
    28-0
    10-0220 Authorizing Intermunicipal Agreement With Brockport Central School District For
    Purchase Of Fuel For Vehicles Of Monroe County Sheriff's Office
    Intergovernmental Relations Committee; July 27, 2010 – CV: 5-0
    Public Safety Committee; July 26, 2010 – CV: 7-0
    Ways and Means Committee; July 28, 2010 – CV: 11-0

23. Antelli, Colby & Daniele
    Intro. 255
    Res. 202
    M. 28-0
    10-0221 Authorizing Intermunicipal Agreement With Town Of Brighton To Perform Traffic Signal
    Operation And Maintenance Services For Traffic Signal #615 Located At Intersection Of
    North Landing Road And Forest Hills Road In Town Of Brighton
    Intergovernmental Relations Committee; July 27, 2010 – CV: 5-0
    Transportation Committee; July 28, 2010 – CV: 9-0
    Ways and Means Committee; July 28, 2010 – CV: 11-0

24. Drawe & Daniele
    Intro. 256
    Res. 203
    28-0
    10-0222 Accepting Gift From Sands Family Foundation And Constellation Brands, Inc. For Monroe
    County Pediatrics And Visitation Center
    Human Services Committee; July 27, 2010 – CV: 6-0
    Ways and Means Committee; July 28, 2010 – CV: 11-0
25. Antelli, 10-0223 Authorizing Intermunicipal Agreement With Orleans County For Elevated Blood Lead
   Daniele Intergovernmental Relations Committee; July 27, 2010 – CV: 5-0
   Drawe & Human Services Committee; July 27, 2010 – CV: 6-0
   Intro. 257 Ways and Means Committee; July 28, 2010 – CV: 11-0
   Res. 204
   28-0

26. Cassetti & 10-0224 Accepting Grant From United States Department Of Energy For Energy Efficiency And
   Daniele Conservation Block Grant Program
   Intro. 258 Environment and Public Works Committee; July 28, 2010 – CV: 7-0
   Res. 205 Ways and Means Committee; July 28, 2010 – CV: 11-0
   28-0

27. Cassetti & 10-0225 Accepting Grant From New York State Energy Research And Development Authority Clean
   Daniele Cities Program For Monroe County Liquid Propane Gas Fueling Station/Vehicle Conversion Project
   Intro. 259 Environment and Public Works Committee; July 28, 2010 – CV: 7-0
   Res. 206 Ways and Means Committee; July 28, 2010 – CV: 11-0
   28-0

28. Colby & 10-0226 Accepting Grant From Federal Highway Administration; Authorizing Contract For
   Daniele Engineering Services With Stantec Consulting Services, Inc. Related To Monroe County Sign
   Intro. 260 Transportation Committee; July 28, 2010 – CV: 9-0
   Res. 207 Ways and Means Committee; July 28, 2010 – CV: 11-0
   28-0

29. Colby & 10-0227 Accepting Additional Funding From New York State Department Of Transportation For
   Daniele State Supported Consolidated Local Street And Highway Improvement Program
   Intro. 261 Transportation Committee; July 28, 2010 – CV: 9-0
   Res. 208 Ways and Means Committee; July 28, 2010 – CV: 11-0
   28-0

30. Yolevich & 10-0228 Authorizing Acquisition Of Interests In Real Property For Peck Road Bridge Over Salmon
    Daniele Creek Replacement Project In Town Of Parma
    Intro. 262 Transportation Committee; July 28, 2010 – CV: 9-0
    Res. 209 Ways and Means Committee; July 28, 2010 – CV: 11-0
    28-0

31. Colby & 10-0229 Authorizing Acquisition Of Interests In Real Property For Pinnacle Road Culvert
    Daniele Replacement Project In Town Of Rush
    Intro. 263 Transportation Committee; July 28, 2010 – CV: 9-0
    Res. 210 Ways and Means Committee; July 28, 2010 – CV: 11-0
    28-0

32. Antelli & 10-0230 Authorizing Agreement With Ogden Telephone Company Whereby Ogden Telephone
    Hanna Conveys And Assigns All Of Its Interest In The Existing Tower And Related Building At
    Intro. 264 153 Widger Road And Any Easements For Access And Utilities To County
    Res. 211 Intergovernmental Relations Committee; July 27, 2010 – CV: 5-0
    28-0 Public Safety Committee; July 26, 2010 – CV: 7-0

33. Daniele & 10-0235 Directing Correction, Cancellation And Levy Of Certain Monroe County Taxes In Town Of
    Yolevich Penfield
    Intro. 265 Ways and Means Committee; July 28, 2010 – CV: 11-0
    Res. 212
    28-0
34. Colby & Daniele Intro. 266 Res. 213 28-0
   10-0236 Authorizing Contract With Bergmann Associates, Inc. For Engineering Services For Phase III Of Intelligent Transportation System Camera And Dynamic Message Sign Deployment Project
   Transportation Committee; July 28, 2010 – CV: 9-0
   Ways and Means Committee; July 28, 2010 – CV: 11-0

35. Colby & Daniele Intro. 267 Res. 214 28-0
   10-0237 Authorizing Contract With Villager Construction, Inc. For Construction Services For Mill Road Phase II Improvement Project In Town Of Greece
   Transportation Committee; July 28, 2010 – CV: 9-0
   Ways and Means Committee; July 28, 2010 – CV: 11-0

36. Colby & Daniele Intro. 268 Res. 215 28-0
   10-0237.br Resolution Authorizing The Issuance Of $6,720,000 Bonds Of The County Of Monroe, New York, To Finance Part Of The $7,000,000 Estimated Maximum Cost Of The Reconstruction And Improvement Of Portions Of Mill Road From Larkin Creek To Manitou Road, In And For Said County, And Superseding The Bond Resolution Adopted On December 11, 2007 (Resolution No. 515 Of 2007)

37. Colby & Daniele Intro. 269 Res. 216 28-0
   10-0242 Authorizing Contract With Silverline Construction, Inc. For Construction Services For Honeoye Falls #6 Road Bridge Over Spring Brook Project In Town Of Mendon
   Transportation Committee; July 28, 2010 – CV: 9-0
   Ways and Means Committee; July 28, 2010 – CV: 11-0

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UNFINISHED BUSINESS

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Upon Motion by Legislator E. Daniel Quatro, the Legislature adjourned at 7:14 p.m. until Tuesday, September 14, 2010 at 6:00 p.m.

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CHERYL M. ROZZI
Clerk of the Legislature