Legislature met pursuant to adjournment.
President Jeffrey R. Adair in the Chair.

ROLL CALL


Meeting formally opened. President Adair requested a moment of silent prayer. The Pledge of Allegiance to the Flag was led by Legislator Harry B. Bronson.

IN MEMORIAM


APPROVAL OF MINUTES

Without objection, the journal of the session of Day 12 of 2010, November 9, 2010 was approved as submitted.

PETITIONS AND COMMUNICATIONS

PROCLAMATIONS

By the President of the Legislature — Jeffrey R. Adair

Recognized Jointly with County Executive Maggie Brooks and Legislator E. Daniel Quatro “Sheriff Patrick O’Flynn” and the devoted men and women of the Monroe County Sheriff’s Office for their worthy achievement. Read and Filed.

Recognized Jointly with Legislators Rick Antelli, Jeffery L. McCann and Mark J. Cassetti “North Greece Fire Police Squad” for their dedicated service to the safety and security of our community. Read and Filed.
Recognized Jointly with Legislators Mary A. Valerio and Robert Colby “Dr. William Calnon” on being elected President of the American Dental Association.
Read and Filed.

Recognized Jointly with Legislator Ted O’Brien “Chris Culver” for his incredible talent and for bringing pride to the Rochester community.
Read and Filed.

Recognized Jointly with Legislator Willie Joe Lightfoot “Miss Sweet Potato Pie” for her dedication to the health and happiness of youth in Monroe County and Upstate New York.
Read and Filed.

Recognized Jointly with Legislator Saul A. Maniero “Garth Fagan Dance” for 40 years of art, culture, success and brilliant performances.
Read and Filed.

Recognized Jointly with Legislators Glenn Gamble, Carrie M. Andrews and Saul A. Maniero “Rochester Public Market” for winning the title of “America's Favorite Farmers Market”.
Read and Filed.

Recognized Jointly with Legislators Harry B. Bronson, Ted O'Brien, and Carrie M. Andrews “Civil Service Employees Association” for their great service to the State of New York on the occasion of their 100th anniversary.
Read and Filed.

RECESS

President Adair recessed the meeting to allow for two Public Hearings Entitled…

“Enacting a Local Law Authorizing the County Clerk to Collect Certain Fees for Recording, Entering, Indexing And Endorsing A Certificate On Any Instrument,” No speakers addressed the Legislature and the hearing concluded at 6:40 P.M.

“Proposed Scale of Charges for the Gates-Chili-Ogden Sewer District, Northwest Quadrant Pure Waters District, Irondequoit Bay South Central Pure Waters District and Rochester Pure Waters District, County Sewer Districts for the County of Monroe, New York,” No speakers addressed the Legislature and the hearing concluded at 6:43 P.M.

RECONVENING LEGISLATURE

President Adair reconvened the recessed meeting of December 14, 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. Seven speakers addressed the Legislature and the Open Forum concluded at 7:00 P.M.
RECESS

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


Intro. R10 MR. 3 13-16 F Haney/Kaleh

Motion to Amend Intro. No. R5 as follows:

To reduce the capital charge rate for the Rochester Pure Waters District from $1.34 per $1,000 assessed value to $1.20 per $1,000 assessed value.


Intro. R9 Res. 10R-006 28-1 Main Motion

(Legislator Eckel voted in the negative)

LOCAL LAWS

1. Daniele & Yolevich Intro. 390 M. 87 29-0 10-0353.LL Providing that Local Law(Intro. No. 355 of 2010), Entitled “Enacting A Local Law Authorizing The County Clerk To Collect Fees For Recording, Entering, Indexing and Endorsing A Certificate On Any Instrument” Be Lifted From The Table


CONSIDERATION OF MOTIONS, RESOLUTIONS AND NOTICES

3. Howland & Hanna Intro. 392 Res. 292 29-0 10-0319 Appointment to County of Monroe Industrial Development Agency
4. Hanna & Daniele  10-0323  Authorizing Contract with Oasis House Inc. for Muslim Religious Services for Inmates at Monroe County Jail and Monroe County Correctional Facility
Intro. 393  Public Safety Committee; November 29, 2010 – CV: 9-0
Res. 293  Ways and Means Committee; December 9, 2010 – CV: 11-0
29-0

5. Hanna & Daniele  10-0324  Accepting Grant from New York State Governor’s Traffic Safety Committee for Selective Traffic Enforcement Program
Intro. 394  Public Safety Committee; November 29, 2010, CV – 9-0
Res. 294  Ways and Means Committee; December 9, 2010, CV - 11-0
29-0

6. Hanna & Daniele  10-0325  Accepting Grant from New York State Division of Criminal Justice Services for Public Defender’s Mental Health and Drug Treatment Court Program
Intro. 395  Public Safety Committee; November 29, 2010, CV – 9-0
Res. 295  Ways and Means Committee; December 9, 2010, CV - 11-0
29-0

7. Hanna & Daniele  10-0326  Amending Resolution 298 of 2009 to Accept Additional Funding from New York State Division of Criminal Justice Services for 2009-2010 Firearm Lab Capacity Enhancement Initiative and Extend Time Period
Intro. 396  Public Safety Committee; November 29, 2010, CV – 9-0
Res. 296  Ways and Means Committee; December 9, 2010, CV - 11-0
29-0

8. Hanna & Daniele  10-0327  Accepting Grant from United States Department of Justice, Office of Justice Programs, for 2010 Forensic DNA Backlog Reduction Program
Intro. 397  Public Safety Committee; November 29, 2010, CV – 9-0
Res. 297  Ways and Means Committee; December 9, 2010, CV - 11-0
29-0

9. Hanna & Daniele  10-0328  Accepting Grant from New York State Division of Criminal Justice Services for 2010 Paul Coverdell Forensic Sciences Improvement Program (Public Safety Lab)
Intro. 398  Public Safety Committee; November 29, 2010, CV – 9-0
Res. 298  Ways and Means Committee; December 9, 2010, CV - 11-0
29-0

10. Hanna & Daniele  10-0329  Accepting Grant from New York State Department of Homeland Security and Emergency Services for FY10 Interoperable Emergency Communications Grant Program
Intro. 399  Public Safety Committee; November 29, 2010, CV – 9-0
Res. 299  Ways and Means Committee; December 9, 2010, CV - 11-0
29-0

11. Hanna & Daniele  10-0330  Authorizing Agreement with New York State Defenders Association for Case Management System in Office of the Conflict Defender and Assigned Counsel Program
Intro. 400  Public Safety Committee; November 29, 2010, CV – 9-0
Res. 300  Ways and Means Committee; December 9, 2010, CV - 11-0
29-0

12. Hanna & Daniele  10-0331  Authorizing Contract with Pre-Trial Services Corporation of the Monroe County Bar Association for Alternatives to Incarceration Programs for 2011
Intro. 401  Public Safety Committee; November 29, 2010, CV – 9-0
Res. 301  Ways and Means Committee; December 9, 2010, CV - 11-0
M. 89  Motion to Amend Intro. No. 401 of 2010 to read as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Pre-Trial Services Corporation of the Monroe County Bar Association, for the Pre-Trial Release/Pre-Trial Diversion Programs, Felony DWI Diversion Program and the Jail Utilization Systems Team programs, in the amount of $1,421,433, for the period of January 1, 2011 through December 31, 2011.

Legislator Quatro raised a Point of Order regarding the Amendment Intro. No. 402. President Adair ruled that Amendment Intro. No. 402 was Out of Order. Legislator Bronson made a Motion to Appeal the Ruling of the Chair, and it was Sustained by the following vote:

Ayes - Legislators Quatro, Antelli, Barker, Cassetti, Colby, Daniele, Drawe, Gumina, Hanna, Howland, McCann, Rockow, Tucciarello, Valerio, Yolevich, and President Adair – 16


Intro. 401  Main Motion

Res. 301 29-0

13. Hanna, 10-0332 Authorizing Contract with Erdman-Anthony for Professional Engineering Services for Monroe County Jail Elevator and Security Upgrades Project

Intro. 404  Environment and Public Works Committee; December 1, 2010, CV – 7-0

Res. 302  Ways and Means Committee; December 9, 2010, CV - 11-0

14. Cassetti & Daniele 10-0333 Amending Resolution 272 of 2005 to Adjust Labor Rate; Authorizing Intermunicipal Agreements with Monroe Community College, Municipal Corporations and Public Authorities Located Within Monroe County; Authorizing Contract with State of New York for Fleet Services

Intro. 405 Environment and Public Works Committee; December 1, 2010, CV – 7-0

Res. 303 Ways and Means Committee; December 9, 2010, CV - 11-0

15. Drawe & Daniele 10-0334 Authorizing Joint Funding Agreement with United States Department of The Interior for Water Resources Investigations Project

Intro. 406 Human Services Committee; November 30, 2010, CV – 6-0

Res. 304 Ways and Means Committee; December 9, 2010, CV - 11-0

16. Drawe & Daniele 10-0335 Accepting Year 2011-2015 Funding from New York State Office of Children and Family Services; Authorizing Intermunicipal Agreements with Municipalities for Youth Services For 2011- 2015

Intro. 407 Human Services Committee; November 30, 2010, CV – 6-0

Res. 305 Ways and Means Committee; December 9, 2010, CV - 11-0


Intro. 408 Human Services Committee; November 30, 2010, CV – 6-0
Res. 306
29-0
Ways and Means Committee; December 9, 2010, CV - 11-0

18. Drawe &
Daniele
Intro. 409
Res. 307
29-0
Accepting Grant from United States Department of Housing and Urban
Development, Supportive Housing Program, for Rochester/Monroe County Youth Bureau
Project to Reunite Families
Human Services Committee; November 30, 2010, CV – 6-0
Ways and Means Committee; December 9, 2010, CV - 11-0

19. Drawe &
Daniele
Intro. 410
Res. 308
29-0
Amending Resolution 247 of 2010 to Accept Additional Funding from New York State
Department of Health for Public Health Preparedness and Response to Bioterrorism
Program; Authorizing Contracts with University of Rochester and Linda Kozelsky
Human Services Committee; November 30, 2010, CV – 6-0
Ways and Means Committee; December 9, 2010, CV - 11-0

20. Drawe &
Daniele
Intro. 411
Res. 309
29-0
Accepting Grant from the New York State Department of Health for HIV Partner
Services Program
Human Services Committee; November 30, 2010, CV – 6-0
Ways and Means Committee; December 9, 2010, CV - 11-0

21. Drawe &
Daniele
Intro. 412
Res. 310
29-0
Accepting Grant from New York State Division of Criminal Justice Services for
Paul Coverdell National Forensic Sciences Improvement Program (Medical Examiner’s
Toxicology Laboratory)
Human Services Committee; November 30, 2010, CV – 6-0
Ways and Means Committee; December 9, 2010, CV - 11-0

22. Drawe &
Daniele
Intro. 413
Res. 311
29-0
Accepting Grant from New York State Department of Health for Healthy
Mom – Healthy Baby Program; Authorizing Contracts with Perinatal Network of Monroe
County
Human Services Committee; November 30, 2010, CV – 6-0
Ways and Means Committee; December 9, 2010, CV - 11-0

23. Drawe &
Daniele
Intro. 414
Res. 312
29-0
Authorizing Monroe County Department of Public Health Agency Contracts and
Professional Services Agreements
Human Services Committee; November 30, 2010, CV – 6-0
Ways and Means Committee; December 9, 2010, CV - 11-0

24. Drawe &
Daniele
Intro. 415
Res. 313
29-0
Authorizing Professional Services Contracts for Monroe County Office of Mental Health,
Socio-Legal Center
Human Services Committee; November 30, 2010, CV – 6-0
Ways and Means Committee; December 9, 2010, CV - 11-0

25. Drawe &
Daniele
Intro. 416
Res. 314
29-0
Authorizing a Contract with Coordinated Care Services, Inc. for Provision of Mental
Health, Developmental Disabilities, and Alcoholism and Substance Abuse Services for 2011
Human Services Committee; November 30, 2010, CV – 6-0
Ways and Means Committee; December 9, 2010, CV - 11-0

26. Cassetti &
Daniele
Intro. 417
Res. 315
29-0
Authorizing Contract with the City of Rochester for Transfer of Sanitary, Storm and
Combined Sewer Assets and for Operation and Maintenance of Rochester Pure Waters
District
Environment and Public Works Committee; December 1, 2010, CV – 7-0
Ways and Means Committee; December 9, 2010, CV - 11-0

27. Daniele &
Yolevich
Intro. 418
Res. 316
29-0
Amending Resolution 99 of 2010 to Amend Contract with LSI Consulting, Inc. to Provide
Additional Support and Services; and Authorizing Contract with Vortex Software
Consulting, LLC for Implementation Support Services in Conjunction with the SAP
Upgrade
Ways and Means Committee; December 9, 2010, CV - 11-0
28. Daniele & Yolevich
Intro. 419
Res. 317
29-0
10-0347br. Amending Resolution 99 of 2010 to Amend Contract with LSI Consulting, Inc. to Provide Additional Support and Services; and Authorizing Contract with Vortex Software Consulting, LLC for Implementation Support Services in Conjunction with the SAP Upgrade Ways and Means Committee; December 9, 2010, CV - 11-0

29. Daniele & Yolevich
Intro. 420
Res. 318
29-0
10-0348 Authorizing Sale of County Owned Tax Foreclosure Property in Town of Riga Ways and Means Committee; December 9, 2010, CV - 11-0

30. Daniele & Yolevich
Intro. 421
Res. 319
29-0
10-0349 Mortgage Tax Distribution Ways and Means Committee; December 9, 2010, CV - 11-0

31. Hanna & Daniele
Intro. 422
Res. 320
29-0
10-0350 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, November 29, 2010, CV - 9-0 Ways and Means Committee; December 9, 2010, CV - 11-0

32. Cassetti & Daniele
Intro. 423
M. 91
29-0
10-0354 Providing that Resolution (Intro. No. 358 of 2010), Entitled “Confirming and Adopting Assessment Rolls of the Pure Waters Districts for 2011” Be Lifted From the Table Intro. 358 Res. 321 29-0

33. Cassetti & Daniele
Intro. 424
M. 92
29-0
10-0354 Providing that Resolution (Intro. No. 358 of 2010), Entitled “Confirming and Adopting Assessment Rolls of the Pure Waters Districts for 2011” Be Adopted Intro. 358 Res. 321 29-0 Main Motion

(Note: Agenda Items # 36 and 37 were pulled out of regular order by President Adair)

36. Daniele & Yolevich
Intro. 425
Res. 322
29-0
10-0358 Authorizing Contract with NTS DATA Services, LLC for Voter Registration and Election Management Software Systems and Services for the Monroe County Board of Election Ways and Means Committee; December 9, 2010, CV - 11-0

37. Daniele & Yolevich
Intro. 426
Res. 323
29-0
10-0359 Adopting Determination and Finding, John Street Extension, Highway Improvement Project from John Street Cul-de-sac to Lehigh Station Road, P.N. 4754.15, in the Town of Henrietta Ways and Means Committee; December 9, 2010, CV - 11-0
34. Daniele & Yolevich  
Intro. 364  
M. 62.A  
29-0  

Providing that Resolution (Intro. No. 361 of 2010), Entitled “Adoption of Monroe County Annual Budget For the Year 2011 and Establishing 2011 Monroe County Classification, Compensation and Salary Schedule for Monroe County Employees,” Be Lifted from the Table

35. Daniele & Yolevich  
Intro. 365  
M. 81  
Res. 289  

Providing that Resolution (Intro. No. 361 of 2010), Entitled “Adoption of Monroe County Annual Budget For the Year 2011 and Establishing 2011 Monroe County Classification, Compensation and Salary Schedule for Monroe County Employees,” Be Adopted

Intro. 366  
M. 63  
O’Brien/Haney(Amendment 1)  

Motion to Amend Intro. No. 361 of 2010 to read as follows:

Section 1. Roll back the Management & Professional Salary Schedule, on page 810, to the levels of the 2010 schedule, resulting in appropriations on line item 501000 to decrease by $740,000.

Section 2. Appropriations for the following expense commitment line items to decrease as follows:

504320 “Professional Services” to be reduced by 5% ($813,764)

505100 “Office Supplies” to be reduced by 10% ($95,459)

Section 3. Appropriations associated with the chargeback “Fleet Maintenance” 84-8675-968675 shall be decreased by 15% ($490,506)

Section 4. Appropriations for the line item 504505 “Cell Phones” shall be eliminated as follows, resulting in a savings of $80,278 through reduction of non-essential cell phones:

Section 5. Appropriations for the line item 504270 “Local Transportation/Parking” in Building Operations to be reduced as follows:
84-8600-504270 reduced by $737,718, by eliminating appropriations for the leasing of two surface parking lots with Broad & Plymouth, LLC and Main & Plymouth, LLC.

Section 6. Revenues in the following accounts to be decreased in the following amounts:

12-1209-400000 (Real Property Taxes) to be decreased by $2,957,725 for the purpose of lowering the property tax rate to $8.91 per $1,000 full value.

Intro. 367  
M. 64  
Quatro/McCann  
Motion to Table Amendment Intro. No. 366

Legislator O'Brien raised a Point of Order regarding the Intro. No. 367. President Adair ruled that Intro. No. 367 was Appropriate and in Order. Legislator O'Brien Appealed the Ruling of the Chair and Legislator Eckel Seconded and the Ruling of the President was Sustained by the following vote:

Ayes - Legislators Quatro, Antelli, Barker, Cassetti, Colby, Daniele, Drawe, Gumina, Hanna, Howland, McCann, Rockow, Tucciarello, Valerio, Yolevich, and President Adair – 16


Legislator O'Brien raised a second Point of Order regarding the Intro. No. 367. President Adair ruled that Intro. No. 367 was Appropriate and in Order. Legislator O'Brien made a Motion to Appeal the Ruling of the Chair, and the Ruling of the President was Sustained by the following vote:

Ayes - Legislators Quatro, Antelli, Barker, Cassetti, Colby, Daniele, Drawe, Gumina, Hanna, Howland, McCann, Rockow, Tucciarello, Valerio, Yolevich, and President Adair – 16


Abstained – Eckel – 1 (Legislator Eckel was granted permission to abstain from voting by President Adair)

Intro. 367  
M. 64  
Quatro/McCann  
Motion to Table Amendment Intro. No. 366  
(Legislator O'Brien, Andrews, Beebe, Bronson, Esposito, Gamble, Haney, Heider, Kaleh, Lee, Lightfoot, and Maneiro voted in the Negative)

Intro. 368  
M. 65  
Andrews/Kaleh (Amendment 2)  
Motion to Amend Intro. No. 361 of 2010 to read as follows:

Section 1. Roll back the Management & Professional Salary Schedule, on page 810, to the levels of the 2010 schedule, resulting in appropriations on line item 501000 to decrease by $740,000.

Section 2. Appropriations for the following commitment line items to increase, for the purpose of restoring funding to the Nurse Family Partnership and Building Healthy Children programs:

58-5803-504800 to increase by $452,405.

Section 3. Insert appropriations for the following commitment line item:

12-1209-FBAL by $287,595.  
O’Brien/Eckel (Amendment 3)

Motion to Amend Intro. No. 361 of 2010 to read as follows:

Section 1. Roll back the Management & Professional Salary Schedule, on page 810, to the levels of the 2010 schedule, resulting in appropriations on line item 501000 to decrease by $740,000. Appropriations for the line item 504270 “Local Transportation/Parking” in Building Operations to be reduced as follows:

84-8600-504270 reduced by $737,718, by eliminating appropriations for the leasing of two surface parking lots with Broad & Plymouth, LLC and Main & Plymouth, LLC.

Section 2. Appropriations for the following commitment line items to increase, for the purpose of restoring funding to the Nurse Family Partnership and Building Healthy Children programs:

58-5803-504800 to increase by $452,405.

Section 3. Insert appropriations for the following commitment line item:

12-1209-FBAL by $287,595. $285,313.


Lightfoot/Lee (Amendment 4)

Motion to Amend Intro. No. 361 of 2010 to read as follows:

Section 1. Appropriations for the line item 504270 “Local Transportation/Parking” in Building Operations to be reduced as follows:

84-8600-504270 reduced by $737,718, by eliminating appropriations for the leasing of two surface parking lots with Broad & Plymouth, LLC and Main & Plymouth, LLC.

Section 2. Increase appropriations to the following commitment line items, to restore funding for the Downtown Patrol services and Pre-Trial Services Corporation contracts:

24-2411-504800 to increase by $300,000

24-2404-504800 to increase by $437,718


Maneiro/Andrews (Amendment 5)

Motion to Amend Intro. No. 361 of 2010 to read as follows:

Section 1. Appropriations for the commitment line item #505100 “Office Supplies” to be reduced by $50,000.

Section 2. Appropriations in the following account to increase, for the purpose of providing additional funding to support the new coalition in the STD/HIV Control Program that will be led by the Metro Council on Teen Potential (MCTP):

58-5802-504800 increased by $50,000.

Intro. 372  Lightfoot/Eckel (Amendment 6)
M. 69  Motion to Amend Intro. No. 361 of 2010 to read as follows:

Section 1. Include a new “Seasonal or Temporary Farmers Market Food Service Permit” fee in the Department of Public Health (58), Division of Environmental Health (5806), 2011 Fees and Charges, on page 254. The “Seasonal or Temporary Farmers Market Food Service Permit” will not exceed six months and will have an associated fee of $150.

Legislator Quatro raised a Point of Order regarding the Intro. No. 372. President Adair ruled that Intro. No. 372 was Out of Order. Legislator O’Brien made a Motion to Appeal the Ruling of the Chair, which was Seconded by Legislator Lightfoot and the Ruling of the President was Sustained by the following vote:

Ayes - Legislators Quatro, Antelli, Barker, Cassetti, Colby, Daniele, Drawe, Gumina, Hanna, Howland, McCann, Rockow, Tucciarello, Valerio, Yolevich, and President Adair – 16


Intro. 373  Esposito/Maneiro (Amendment 7)
M. 70  Motion to Amend Intro. No. 361 of 2010 to read as follows:

Section 1. Increase revenues to the following, allowing the County to bill COMIDA for an increased contribution:

14-1403-410210 to increase by $220,742

Section 2. Increase appropriations to the following, to increase the contribution to Greater Rochester Enterprise within the Contractual Services appropriations of the Planning and Development Department:

14-1403-504320 to increase by $100,000

Section 3. The increased contribution from COMIDA will also fully-fund the Economic Development Division budget, eliminating $120,742 of Net County Support, thereby reducing the property tax levy. Revenues in the following accounts to be decreased in the following amounts:

12-1209-400000 (Real Property Taxes) to be decreased by $120,742

Legislator Quatro raised a Point of Order regarding the Intro. No. 373. President Adair ruled that Intro. No. 373 was Out of Order. Legislator Esposito made a Motion to Appeal the Ruling of the Chair, which was Seconded by Legislator O’Brien and the Ruling of the President was Sustained by the following vote:

Ayes - Legislators Quatro, Antelli, Barker, Cassetti, Colby, Daniele, Drawe, Gumina, Hanna, Howland, McCann, Rockow, Tucciarello, Valerio, Yolevich, and President Adair – 16


Intro. 374  Gamble/Beebe (Amendment 8)
M. 71  Motion to Amend Intro. No. 361 of 2010 to read as follows:

Section 1: Appropriations for the following to decrease:

88-8802-504505 (Cellular Phones) to decrease by $5,000.
Section 2: Appropriations for the following to increase, to establish funding for the purpose of replacing basketball hoops at the Roger Robach Community Center at Ontario Beach Park:

88-8802-505120 (Recreational Supplies) to increase by $5,000


Intro. 375  O'Brien/Haney (Amendment 9)
Motion to Amend Intro. No. 361 of 2010 to read as follows:

Be It Moved, that Intro. No. 35 of 2010 be amended as follows:

Section 1. No positions included on the M&P Schedule shall receive an increase of more than one salary group.

Legislator Quatro raised a Point of Order regarding the Intro. No. 375. President Adair ruled that Intro. No. 375 was Out of Order. Legislators O'Brien made a Motion to Appeal the Ruling of the Chair, which was Seconded by Legislator Lightfoot and the Ruling of the President was Sustained by the following vote:

Ayes - Legislators Quatro, Antelli, Barker, Cassetti, Colby, Daniele, Drawe, Gumina, Hanna, Howland, McCann, Rockow, Tucciarello, Valerio, Yolevich, and President Adair – 16


Intro. 376  Haney  (Amendment 10)
Motion to Amend Intro. No. 361 of 2010 to read as follows:

Section 1. The salary group for the Director of Human Resources is changed to Group 26 from Group 27. (Page 791)

Section 2. The salary group for the Director of Public Safety is changed to Group 26 from Group 27. (Page 800)

Legislator Quatro raised a Point of Order regarding the Intro. No. 376. President Adair ruled that Intro. No. 376 was Out of Order. Legislators O'Brien made a Motion to Appeal the Ruling of the Chair, which was Seconded by Legislator Andrews and the Ruling of the President was Sustained by the following vote:

Ayes - Legislators Quatro, Antelli, Barker, Cassetti, Colby, Daniele, Drawe, Gumina, Hanna, Howland, McCann, Rockow, Tucciarello, Valerio, Yolevich, and President Adair – 16


Intro. 377  Haney/O'Brien (Amendment 11)
Motion to Amend Intro. No. 361 of 2010 to read as follows:

Section 1. To eliminate the pass through funding of Hotel Motel Occupancy Tax Dollars to the Greater Rochester Sports Authority ($285,000) and the Sports Development Corporation ($82,500), as demonstrate on page 64.

Section 2. To insert the following revenue commitment line item

12-1209-402015 “Hotel Motel Tax” $377,500

Section 3. To insert the following appropriation commitment line items:
12-1209-509200 “Reserve for Doubtful Receivables” $377,500


Intro. 378
M. 75
13-16 F

Esposito/O’Brien (Amendment 12)
Motion to Amend Intro. No. 361 of 2010 to read as follows:

Section 1. To insert the following revenue commitment line items to restore Hotel Room Occupancy Tax collections:

89-8902-402015 (Hotel Motel Tax) $1,269,016

12-1209-402015 (Hotel Motel Tax) $4,917,500

Section 2. To insert the following appropriation commitment line items to restore expenditures made to various tourism and cultural organizations funded using Hotel Room Occupancy Tax revenue:

89-8902-504215 (Contribution to Agencies) $1,269,016

12-1209-504215 (Contribution to Agencies) $4,917,500


Legislator Quatro raised a Point of Order regarding the Intro. No. 379. President Adair ruled that Intro. No. 379 was Out of Order. Legislator Esposito made a Motion to Appeal the Ruling of the Chair, which was Seconded by Legislator Eckel and the Ruling of the President was Sustained by the following vote:

Ayes - Legislators Quatro, Antelli, Barker, Casetti, Colby, Daniele, Drawe, Gumina, Hanna, Howland, McCann, Rockow, Tucciarello, Valerio, Yolevich, and President Adair – 16


Intro. 380
M. 77

Esposito/Eckel (Amendment 14)
Motion to Amend Intro. No. 361 of 2010 to read as follows:

Section 1. Include a new “2011 Major Objectives” Section on page 371 of the Proposed 2011 Monroe County Budget in the County Legislature Department section.

Section 2. Insert the following as a “2011 Major Objective” in the County Legislature Department:

Establish a Taxpayer Protection Act Budget Advisory Committee for the purpose of reviewing and auditing the classification of mandated and non-mandated spending in each of the Adopted County Budgets between 2008 – 2011, and future proposed County Budgets.

Legislator Quatro raised a Point of Order regarding the Intro. No. 379. President Adair ruled that Intro. No. 379 was Out of Order. Legislator Esposito made a Motion to Appeal the Ruling of the Chair, which was Seconded by Legislator Eckel and the Ruling of the President was Sustained by the following vote:

Ayes - Legislators Quatro, Antelli, Barker, Casetti, Colby, Daniele, Drawe, Gumina, Hanna, Howland, McCann, Rockow, Tucciarello, Valerio, Yolevich, and President Adair – 16


Intro. 380
M. 77

Esposito/Eckel (Amendment 14)
Motion to Amend Intro. No. 361 of 2010 to read as follows:

Section 1. Include a new “2011 Major Objectives” Section on page 365 of the Proposed 2011 Monroe County Budget in the County Legislature Department section.

Section 2. Insert the following as a “2011 Major Objective” in the County Legislature Department:
Reform the Legislative Redistricting Commission to create an independent, nonpartisan process to propose new district lines, following the release of the 2010 Census data.

Legislator Quatro raised a Point of Order regarding the Intro. No. 380. President Adair ruled that Intro. No. 380 was Out of Order. Legislator Esposito made a Motion to Appeal the Ruling of the Chair, which was Seconded by Legislator O’Brien and the Ruling of the President was Sustained by the following vote:

Ayes - Legislators Quatro, Antelli, Barker, Cassetti, Colby, Daniele, Drawe, Gumina, Hanna, Howland, McCann, Rockow, Tucciarello, Valerio, Yolevich, and President Adair – 16


Intro. 381  Heider/Esposito (Amendment 15)
M. 78  Motion to Amend Intro. No. 361 of 2010 to read as follows:

Section 1. Include a new “2011 Major Objectives” Section on page 371 of the Proposed 2011 Monroe County Budget in the County Legislature Department section.

Section 2. Insert the following as a “2011 Major Objective” in the County Legislature Department:

To study the potential of reducing the size of the Monroe County Legislature and any associated cost savings.

Legislator Quatro raised a Point of Order regarding the Intro. No. 381. President Adair ruled that Intro. No. 381 was Out of Order. Legislator Eckel made a Motion to Appeal the Ruling of the Chair, which was Seconded by Legislator Esposito and the Ruling of the President was Sustained by the following vote:

Ayes - Legislators Quatro, Antelli, Barker, Cassetti, Colby, Daniele, Drawe, Gumina, Hanna, Howland, McCann, Rockow, Tucciarello, Valerio, Yolevich, and President Adair – 16


Intro. 382  Haney/Kaleh (Amendment 16)
M. 79  Motion to Amend Intro. No. 361 of 2010 to read as follows:

Section 1. Include a new “2011 Major Objectives” Section on page 371 of the Proposed 2011 Monroe County Budget in the County Legislature Department section.

Section 2. Insert the following as a “2011 Major Objective” in the County Legislature Department:

Reinstitute the practice of an Annual Work Program for the Monroe County Legislature, pursuant to Section C2-4(B)(6) of the Monroe County Charter.

Legislator Quatro raised a Point of Order regarding the Intro. No. 382. President Adair ruled that Intro. No. 382 was Out of Order. Legislator Eckel made a Motion to Appeal the Ruling of the Chair, which was Seconded by Legislator O’Brien and the Ruling of the President was Sustained by the following vote:

Ayes - Legislators Quatro, Antelli, Barker, Cassetti, Colby, Daniele, Drawe, Gumina, Hanna, Howland, McCann, Rockow, Tucciarello, Valerio, Yolevich, and President Adair – 16


Intro. 383  Andrews/O’Brien (Amendment 17)
Motion to Amend Intro. No. 361 of 2010 to read as follows:

Section 1. Include a new “2011 Major Objectives” Section on page 371 of the Proposed 2011 Monroe County Budget in the County Legislature Department section.

Section 2. Insert the following as a “2011 Major Objective” in the County Legislature Department:

To establish a bipartisan Legislature subcommittee tasked with reducing the real property tax burden levied on Monroe County residents and businesses and develop a plan to address the long-term fiscal crisis facing Monroe County.

Legislator Quatro raised a Point of Order regarding the Intro. No. 383. President Adair ruled that Intro. No. 383 was Out of Order. Legislator Andrews made a Motion to Appeal the Ruling of the Chair, which was Seconded by Legislator O’Brien and the Ruling of the President was Sustained by the following vote:

Ayes - Legislators Quatro, Antelli, Barker, Cassetti, Colby, Daniele, Drawe, Gumina, Hanna, Howland, McCann, Rockow, Tucciarello, Valerio, Yolevich, and President Adair – 16


Intro. 361    Main Motion
Res. 288
16-13

(Legislator O’Brien, Andrews, Beebe, Bronson, Eckel, Esposito, Gamble, Haney, Heider, Kaleh, Lee, Lightfoot and Maneiro voted in the negative)
(Legislator Cassetti declared his interest prior to the vote)

Intro. 427    Quatro/O’Brien
M. 93    Suspend Rule 545-4B
28-1

(Legislator Eckel voted in the negative)

Matters of Urgency

38. Yolevich & Howland
Intro. 428a
Res. 324
29-0

10-0360 Rescheduling of February and November Full Legislature Meetings
Matter of Urgency

39. Cassetti & Daniele
Intro. 429
Res. 325
29-0

10-0399 Confirming Scale Of Charges For Gates-Chili-Ogden Sewer District, Northwest Quadrant Pure Waters District, Irondequoit Bay South Central Pure Waters District And Rochester Pure Waters District, County Sewer Districts For The County Of Monroe, New York
Matter of Urgency

41. Howland & Hanna
Intro. 428
Res. 326
29-0

10-0401 Designating the County Executive to Allocate Recovery Zone Facility Bonds
Matter of Urgency

42. Valerio & Daniele
Intro. 431

10-0402 Enacting a Local Law Authorizing a Contract for the Sale to the City of Rochester Of One Parcel of County Owned Park Land at the Ontario Beach Park Boat Launch and For Continued Boat Launch Operation by the City Of Rochester
Matter of Urgency
43. Valerio & Daniele
   Intro. 432
   M. 94
   29-0

44. Valerio & Daniele
   Intro. 433
   Res. 327
   29-0

(For Introductory Purposes Only)

43. Valerio & Daniele
   Intro. 432
   M. 94
   29-0

(For Introductory Purposes Only)

43. Valerio & Daniele
   Intro. 432
   M. 94
   29-0

44. Valerio & Daniele
   Intro. 433
   Res. 327
   29-0

(For Introductory Purposes Only)

43. Valerio & Daniele
   Intro. 432
   M. 94
   29-0

44. Valerio & Daniele
   Intro. 433
   Res. 327
   29-0

(For Introductory Purposes Only)

43. Valerio & Daniele
   Intro. 432
   M. 94
   29-0

44. Valerio & Daniele
   Intro. 433
   Res. 327
   29-0

(For Introductory Purposes Only)

43. Valerio & Daniele
   Intro. 432
   M. 94
   29-0

44. Valerio & Daniele
   Intro. 433
   Res. 327
   29-0

(For Introductory Purposes Only)

43. Valerio & Daniele
   Intro. 432
   M. 94
   29-0

44. Valerio & Daniele
   Intro. 433
   Res. 327
   29-0

(For Introductory Purposes Only)

43. Valerio & Daniele
   Intro. 432
   M. 94
   29-0

44. Valerio & Daniele
   Intro. 433
   Res. 327
   29-0

(For Introductory Purposes Only)

43. Valerio & Daniele
   Intro. 432
   M. 94
   29-0

44. Valerio & Daniele
   Intro. 433
   Res. 327
   29-0

(For Introductory Purposes Only)

43. Valerio & Daniele
   Intro. 432
   M. 94
   29-0

44. Valerio & Daniele
   Intro. 433
   Res. 327
   29-0

(For Introductory Purposes Only)

43. Valerio & Daniele
   Intro. 432
   M. 94
   29-0

44. Valerio & Daniele
   Intro. 433
   Res. 327
   29-0

(For Introductory Purposes Only)
Yolevich  Matter Of Urgency
Intro. 496
Res. 389
16-13

(Generators O’Brien, Andrews, Beebe, Bronson, Eckel, Esposito, Gamble, Haney, Heider, Kaleh, Lee, Lightfoot, and Maneiro voted in the Negative)

56. Daniele & Yolevich 10-0410 Levying Taxes and Assessments Required for Purposes of Annual Budgets Of Towns Of Monroe County For Year 2011
Intro. 497 Matter of Urgency
Res. 390
29-0

45. Daniele & Yolevich 10-0403 Consenting to Financing by Monroe County Water Authority of 2011 Water Facilities Capital Projects
Intro. 498 Matter Of Urgency
Res. 391
29-0

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UNFINISHED BUSINESS

46. Quatro & Tucciarello 10-0318 Accepting Gift From Seneca Park Zoo Society For Design And Construction Of Lion Exhibit At Seneca Park Zoo; Amending 2010-2015 Capital Improvement Program To Add Project Entitled “Seneca Park Zoo Lion Exhibit;” Authorizing Contract With Seneca Park Zoo Society For Reimbursement Of Project Expenses; Authorizing License And Operating Agreement With Seneca Park Zoo Society,” Be Lifted From the Table
Intro: 384 Project Entitled “Seneca Park Zoo Lion Exhibit;” Be Lifted From the Table
M. 82 Be Adopted
29-0

Recreation and Education Committee; October 26, 2010 – CV: 5-0
Ways and Means Committee; October 27, 2010 – CV: 11-0

47. Valerio & Daniele 10-0318 Accepting Gift From Seneca Park Zoo Society For Design And Construction Of Lion Exhibit At Seneca Park Zoo; Amending 2010-2015 Capital Improvement Program To Add Project Entitled “Seneca Park Zoo Lion Exhibit;” Authorizing Contract With Seneca Park Zoo Society For Reimbursement Of Project Expenses; Authorizing License And Operating Agreement With Seneca Park Zoo Society,” Be Adopted
Intro. 385 Project Entitled “Seneca Park Zoo Lion Exhibit;” Be Adopted
M. 84 Be Adopted
29-0

Recreation and Education Committee; October 26, 2010 – CV: 5-0
Ways and Means Committee; October 27, 2010 – CV: 11-0

Intro. 386 Project Entitled “Seneca Park Zoo Lion Exhibit;” Be Adopted
M. 83 Motion to Amend Intro. No. 385 of 2010 to read as follows:
29-0

Valerio/Daniele Motion to Amend Intro. No. 385 of 2010 to read as follows:

Section 4. The County Executive, or her designee, is hereby authorized to execute a license and operating agreement, and any amendments thereto, with the Seneca Park Zoo Society through December 31, 2013, with the option to extend the agreement for one (1) additional one-year term upon the written certification by the Monroe County Chief Financial Officer that all terms and conditions of the agreement for the reimbursement of actual Seneca Park Zoo Lion Exhibit project expenses have been met, and upon the mutual written consent of the parties.

Intro. 288 Main Motion
Res. 289 (as amended by Motion 84)
29-0
48. Quatro & Tucciarello
   Intro. 387
   M. 85
   29-0

   10-0318 br. Providing That Resolution (Intro. No. 352 of 2010) Entitled, Resolution Authorizing The
   Issuance Of $2,675,000 Bonds Of The County Of Monroe, New York, To Finance Part
   Of The $3,400,000 Estimated Maximum Cost Of The Construction Of The Lion Exhibit
   At The Seneca Park Zoo, In And For Said County” Be Lifted From the Table

49. Valerio & Daniele
   Intro. 388
   M. 86
   29-0

   Intro. 351
   Res. 290
   29-0

   Main Motion

Upon Motion by Legislator E. Daniel Quatro, the Legislature adjourned at 1:00 a.m. until Tuesday, January 11, 2011 at 6:00 p.m.

CHERYL M. ROZZI
Clerk of the Legislature