EIGHTH DAY

TUESDAY, July 10, 2012

Legislature met pursuant to adjournment.

President Jeffrey R. Adair in the Chair.

ROLL CALL


Meeting formally opened. At the invitation of Legislator Tony Micciche, Father Jack Healy of McQuaid Jesuit High School delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Carmen Gumina.

APPROVAL OF MINUTES

Without objection, the Journal of the Session of Day 7, June 12, 2012 was approved as submitted.

PETITIONS AND COMMUNICATIONS

NONE

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

PROCLAMATIONS

By the President of the Legislature — Jeffrey R. Adair

Recognized Jointly with Legislator Karla F. Boyce, “Pathways to Peace” for the positive impact they have made on our local youth community.
Read and Filed.

Recognized Jointly with Legislator John J. Howland, “Matthew Jarrett” on being named “EMT of the Year” by the Monroe-Livingston Regional EMS Council.
Read and Filed.

RECESS

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

“Adopting the 2013-2018 Capital Improvement Program”. Three speakers addressed the Legislature and the hearing concluded at 6:22 P.M.
FORMAL COMMITTEE REPORTS

None

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Fourteen speakers addressed the Legislature and the Open Forum concluded at 7:05 P.M.

RECESS

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

MOTIONS, RESOLUTIONS AND NOTICES

1. Yolevich & Gumina Intro. 239 Res. 183 29-0
   12-0181 Directing Correction, Cancellation and Levy of Certain Monroe County Taxes in Town of Greece Ways and Means Committee; June 27, 2012 – CV: 11-0

2. Rockow, Hanna, Valerio Colby, Drawe, Howland, Gumina & Yolevich Intro. 240 M. 51 29-0

3. Rockow, Hanna, Valerio Colby, Drawe, Howland, Gumina & Yolevich Intro. 241 M. 52

J. Lightfoot/O’Brien (Amendment 1)

Motion to Amend Intro 233 of 2012 as follows:
To amend the 2013 – 2018 Capital Improvement Program as follows:

To insert the following new project: “Expansion of WiFi”

In May of 2007, the County Legislature authorized a 15-year contract with Frontier Communications Solutions (FCS) to utilize excess capacity on the County’s facilities in order to establish a wireless networking system. This contract included stipulations to create “free zones” for free wireless access to the Internet within certain “deployment areas.” This project will initiate the process of working with FCS to expand the number of established “free zones” in the County, including establishing one such zone in the South West neighborhood of the City of Rochester.

(Legislators O’Brien, Andrews, Bauroth, Esposito, Gamble, Haney, Kaleh, J. Lightfoot, W. Lightfoot, Patterson and Wilcox voted in the positive)

Intro. 243   Esposito/J. Lightfoot (Amendment 2)
M. 54   Motion to Amend Intro 233 of 2012 as follows:
11-18 F

To amend the following onto Page 13: “Downtown Campus”

“The College has selected a site for its new Downtown Campus in an existing building complex. The current programs at the Damon City Campus will be transferred to this new location as soon as development is complete. The SEQR process and design activities will begin in 2012 and redevelopment of the building complex is expected to be completed in 2015. “The Downtown Campus is a project vital to the economic development of our region. This project will provide the College with an updated campus to more adequately serve the growing needs of students.

(Legislators O’Brien, Andrews, Bauroth, Esposito, Gamble, Haney, Kaleh, J. Lightfoot, W. Lightfoot, Patterson and Wilcox voted in the positive)

Intro. 244   Haney/O’Brien
M. 55   Motion to Table Intro. 233 of 2012
11-18 F

Intro. 233   Main Motion
Res. 184   (Legislators O’Brien, Andrews, Bauroth, Esposito, Gamble, Haney, Kaleh, J. Lightfoot, W. Lightfoot, Patterson and Wilcox voted in the positive)
18-11

4. Hanna & Yolevich   12-0198
Intro. 245   Accepting Grant from New York State Division of Homeland Security and Emergency Services for Operation Stonegarden Program
Res. 185   Public Safety Committee; June 25, 2012 – CV: 8-0
29-0   Ways and Means Committee; June 27, 2012 – CV: 11-0

5. Hanna & Yolevich   12-0199
Intro. 246   Accepting Grant from New York State Office of Homeland Security for State Homeland Security Program (Office of the Sheriff)
Res. 186   Public Safety Committee; June 25, 2012 – CV: 8-0
29-0   Ways and Means Committee; June 27, 2012 – CV: 11-0
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<th>Description</th>
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<td>6.</td>
<td>Hanna &amp; Micciche 12-0200</td>
<td>Amending Monroe County Mutual Aid Fire Plan</td>
<td>Public Safety Committee; June 25, 2012</td>
<td>CV: 8-0</td>
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<td>8.</td>
<td>Hanna &amp; Yolevich 12-0202</td>
<td>Amending Resolution 186 of 2008 to Authorize Contract with the Henry C. Lee Institute of Forensic Sciences for USDOJ Monroe County Regional Crime Lab Vehicle Examination and Training Module</td>
<td>Public Safety Committee; June 25, 2012</td>
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<td>9.</td>
<td>Gumina, Hanna &amp; Yolevich 12-0203</td>
<td>Amending Resolution 44 of 2011 to Authorize an Intermunicipal Agreement with City of Rochester for Homeland Security Program</td>
<td>Intergovernmental Relations Committee; June 27, 2012</td>
<td>CV: 5-0</td>
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<td>11.</td>
<td>Colby &amp; Yolevich 12-0206</td>
<td>Authorizing Acquisition of Interest in Real Property for Construction and Maintenance of Traffic Signal Equipment at Intersection of Elmwood Avenue and East Drive in City of Rochester</td>
<td>Transportation Committee; June 26, 2012</td>
<td>CV: 7-0</td>
<td>29-0</td>
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<td>12.</td>
<td>Colby &amp; Yolevich 12-0207</td>
<td>Authorizing Acquisition of Interests in Real Property for Long Pond Road Highway Project in Town of Greece</td>
<td>Transportation Committee; June 26, 2012</td>
<td>CV: 7-0</td>
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<td>13.</td>
<td>Howland &amp; Yolevich 12-0208</td>
<td>Authorizing Acquisition of Interests in Real Property for Trolley Pump Station Improvements Project in Town of Greece</td>
<td>Environment and Public Works Committee; June 27, 2012</td>
<td>CV: 7-0</td>
<td>29-0</td>
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Intro. 256  O'Brien/Andrews  
M. 56  Motion to Move into Executive Session  
29-0  

Note: President Adair granted a five minute recess at the request of Legislator O’Brien.

Intro. 257  O'Brien/Daniele/W. Lightfoot  
M. 57  Motion to Table Intro. 255 of 2012  
29-0  

15. Howland, Gumina & Yolevich  
Intro. 258  
12-0212 Resolution Authorizing the Issuance of $6,950,000 Bonds of the County of Monroe, New York, to Finance the Cost of Design and Construction of Alternative-Fuel Dispensing Stations as Part of the Monroe County Multi-Agency Green Fueling Stations Project in and for Said County, at an Estimated Maximum Cost of $6,950,000 and Superseding the Bond Resolution Adopted on May 10, 2011 (Resolution No. 156 of 2011)  
Environment and Public Works Committee; June 27, 2012 – CV: 7-0  
Intergovernmental Relations Committee; June 27, 2012 – CV: 5-0  
Ways and Means Committee; June 27, 2012 – CV: 11-0  

Intro. 259  O'Brien/Daniele  
M. 58  Motion to Table Intro. 258 of 2012  
29-0  

16. Howland & Yolevich  
Intro. 260  
Res. 195  
12-0213 Authorizing Sale of Permanent Utility Easement on Property Owned by Monroe County and Leased to Monroe County Airport Authority to Frontier Telephone of Rochester, Inc.  
Environment and Public Works Committee; June 27, 2012 – CV: 7-0  
Ways and Means Committee; June 27, 2012 – CV: 11-0  

17. Yolevich & Gumina  
Intro. 261  
Res. 196  
12-0214 Authorizing Sale of County Owned Tax Foreclosure Property Located at 314 Fisher Road in Town of Chili  
Ways and Means Committee; June 27, 2012 – CV: 11-0  

18. Yolevich & Gumina  
Intro. 262  
Res. 197  
12-0215 Accepting Grant from New York State Board of Elections for Submission of Help America Vote Act Operations Expenses Program  
Ways and Means Committee; June 27, 2012 – CV: 11-0  

19. Rockow, Colby & Yolevich  
Intro. 263  
12-0216 Accepting Grant from New York State Energy Research and Development Authority; Authorizing Contract with Genesee Transportation Council for Project Management Services for Development of Cleaner, Greener Communities Regional Sustainability Plan  
Planning and Economic Development Committee; June 25, 2012 – CV: 5-0  
Transportation Committee; June 26, 2012 – CV: 7-0  
Ways and Means Committee; June 27, 2012 – CV: 11-0  

Intro. 264  Rockow/Howland  
M. 59  Motion to Amend Intro 263 of 2012 as follows:  
2. Amend the 2012 operating grant budget of the Department of Environmental Services by appropriating the sum of $900,000 into fund 9300 9003, funds center 8301010000, Engineering Administration.
Added language is underlined.
Deleted language is stricken.

Intro. 263  Main Motion
Res. 198 (as Amended by M. 59)
29-0

20. Yolevich & Gumina
Intro. 265
Res. 199
29-0

Approving Application to United States Department of Agriculture for Supplemental Nutrition Assistance Program Participation Grant
Ways and Means Committee; June 27, 2012 – CV: 11-0

Matters Of Urgency

21. Valerio & Yolevich
Intro. 266

Approval of Monroe Community College’s 2012-2013 Operating Budget
(For Introductory Purposes Only)

Matter of Urgency

22. Valerio & Yolevich
Intro. 267
M. 60
29-0

Providing that Resolution (Intro. No. 266 of 2012), “Approval of Monroe Community College’s 2012-2013 Operating Budget,” Be Tabled
Matter of Urgency

23. Valerio & Yolevich
Intro. 268
Res. 200
29-0

Fixing Public Hearing for “Approval of Monroe Community College’s 2012-2013 Operating Budget”
(Public Hearing is Scheduled for Wednesday, July 25, 2012 at 6:00 p.m. before a joint meeting of the Recreation and Education and Ways and Means Committees)
Matter of Urgency

24. Yolevich & Gumina
Intro. 269
Res. 201
25-4

Authorizing Contract with HMS Employer Solutions to Conduct Dependent Eligibility Audit for Monroe County Employees and Retirees Enrolled in Monroe County Health and/or Dental Insurance
(Legislators Andrews, Gamble, W. Lightfoot and Patterson voted in the negative)
Matter of Urgency

25. Yolevich & Gumina
Intro. 270
Res. 202
29-0

Adopting Standard Work Day and Reporting Resolution for County Elected and Appointed Officials for Retirement Credit Purposes
Matter of Urgency

UNFINISHED BUSINESS

President Adair and Legislator O’Brien both thanked Legislator Esposito for his service to the Legislature and wished him well in his new position.

Upon Motion by Legislator Vincent Esposito, the Legislature adjourned at 8:55 p.m. until Tuesday, August 14, 2012 at 6:00 p.m

CHERYL M. ROZZI
Clerk of the Legislature