THIRTEENTH DAY

TUESDAY, December 11, 2012

Legislature met pursuant to adjournment.

President Jeffrey R. Adair in the Chair.

ROLL CALL


Absent – Legislators Boyce, Colby – 2

(Note: Legislators Boyce and Colby entered the Chambers during the Moment of Silent Prayer)

Meeting formally opened. President Adair held a moment of silence. The Pledge of Allegiance to the Flag was led by Legislator Paul Haney.

(Legislators Boyce and Colby entered after the moment of silence and were present for the remainder of the meeting)

IN MEMORIAM

29. Daniele & Andrews
   Intro. 361
   Res. 280
   29-0

12-0381 Expressing Regret of the Monroe County Legislature on the Recent Passing of Hilda Quatro, Mother of Legislator Dan Quatro
Matter of Urgency

APPROVAL OF MINUTES

Without objection, the Journal of the Session of Day 12, November 13, 2012 was approved as submitted.

PETITIONS AND COMMUNICATIONS

None

President Adair recognized Town of Penfield Supervisor Tony LaFountain and Dr. Ann Kress, President of Monroe Community College, who were in attendance of the meeting.

President Adair recognized Mark Quinn, Horticulturist for the Parks Department, who introduced the Plant of the Month, the Christmas Cactus to the Legislature.
PROCLAMATIONS

By the President of the Legislature — Jeffrey R. Adair

Proclaimed Jointly with County Executive Maggie Brooks, “Melvin Rose Day” in Monroe County to recognize and thank him for his outstanding leadership as Monroe County's Fleet Manager and his continued efforts on behalf of our entire community.

Read and Filed.

Recognized Jointly with Legislators Carmen Gumina and John Howland, “Gregory Ahlquist” on being named the 2013 New York State Teacher of the year.

Read and Filed.

Proclaimed Jointly with County Executive Maggie Brooks and Legislator Dick Yolevich, “Steve Acquario” on his service to NYSAC and his dedication to the Dennis A. Pelletier County Government Institute.

Read and Filed.

PRESENTATION

Stephen J. Acquario, Executive Director of the New York State Association of Counties (NYSAC) addressed the Legislature about Unfunded Mandates and their affect on County Government.

RECESS

President Adair recessed the meeting to allow for four Public Hearings entited…

“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 6:35 P.M.

FORMAL COMMITTEE REPORTS

None

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Twenty-four speakers addressed the Legislature and the Open Forum concluded at 7:36 P.M.

RECESS

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

1. Boyce & McCann Intro. 377
   12-0313.LL A Local Law Entitled “Authorizing County of Monroe to Obtain Reimbursement for Medical and Dental Health Care Costs Provided to Inmates from Any Third Party Coverage or Indemnification Carried by Any Such Inmates”
   Agenda Charter Committee; November 26, 2012 – CV: 5-0
   (For Introductory Purposes Only)

2. Boyce & McCann Intro. 378 M. 89
   29-0
   12-0313.LL Providing that Local Law (Intro. No. 377 of 2012) Entitled, “Authorizing County of Monroe to Obtain Reimbursement for Medical and Dental Health Care Costs Provided to Inmates from Any Third Party Coverage or Indemnification Carried by Any Such Inmates” Be Tabled

3. Boyce & McCann Intro. 379 Res. 283
   29-0
   12-0313.LL Fixing a Public Hearing on Local Law (Intro. No. 377 of 2012) Entitled, “Authorizing County of Monroe to Obtain Reimbursement for Medical and Dental Health Care Costs Provided to Inmates from Any Third Party Coverage or Indemnification Carried by Any Such Inmates”
   (Public Hearing is scheduled for Tuesday, January 8, 2013 at 6:15p.m.)

4. Yolevich, Kaleh & Gumina Intro. 380
   12-0366.LL Amending Monroe County Code Chapter 357, Article XII, to Extend Residential-Commercial Urban Exemption (Rescue) Program
   (For Introductory Purposes Only)

5. Yolevich, Kaleh & Gumina Intro. 381 M. 90
   29-0

6. Yolevich, Kaleh & Gumina Intro. 382 Res. 284
   29-0
   (Public Hearing is scheduled for Tuesday, January 8, 2013 at 6:16p.m.)

MOTIONS, RESOLUTIONS AND NOTICES

7. Yolevich & Gumina Intro. 383 Res. 285
   29-0
   12-0276 Authorize Monroe County’s Transition from the Medical Assistance Reimbursement Option and Revenue Intercept for Medicaid Purposes (Medicaid Swap) to Hard Cap On Local Medicaid Costs as Prescribed in the 2012-2013 New York State Budget Ways and Means Committee; December 6, 2012 – CV: 11-0
8. Howland & Yolevich
Intro. 384
M. 91
29-0

Providing that Resolution (Intro. No. 354 of 2012), Entitled “Confirming And Adopting Assessment Rolls of Pure Waters Districts For 2013,” Be Lifted From the Table

9. Howland & Yolevich
Intro. 385
M. 92
29-0

Providing that Resolution (Intro. No. 354 of 2012), Entitled “Confirming And Adopting Assessment Rolls of Pure Waters Districts For 2013,” Be Adopted

Intro. 354
Res. 286
29-0

Main Motion

10. Yolevich & Gumina
Intro. 364
M. 76
29-0

Providing that Resolution (Intro. No. 358 of 2012), Entitled “Adoption of 2013 Monroe County Budget and Establishing 2013 Classification, Compensation and Salary Schedule for Monroe County Employees,” Be Lifted from the Table

11. Yolevich & Gumina
 Intro. 365
 M. 77

Providing that Resolution (Intro. No. 358 of 2012), Entitled “Adoption of 2013 Monroe County Budget and Establishing 2013 Classification, Compensation and Salary Schedule for Monroe County Employees,” Be Adopted

Intro. 366
M. 78
Out of Order

Andrews/Gamble (Amendment 1)
Motion to Amend Intro. No. 358 of 2012 as Follows:

Section 1. Revenues to the following accounts shall be decreased in the following amounts:
51-5110-409025 $563,000

Section 2. Revenues for the following accounts to be increased in the following amounts:
51-5110-FBAL $1,008,000

Section 3. Appropriations to the following accounts to be increased in the following amounts:
51-5110-504400 $445,000

Note: President Adair ruled that Intro. No. 366 was Out of Order.

Intro. 367
M. 79
11-18 F

Andrews/Patterson (Amendment 2)
Motion to Amend Intro. No. 358 of 2012 as Follows:

Section 1. Revenues to the following accounts shall be decreased in the following amounts:
51-5110-409025 $563,000

Section 2. Revenues for the following accounts to be increased in the following amounts; for the purposes of restoring the indigent burial program to the general property tax levy and increasing the individual grant level to $1,850 per application:
51-5110-FBAL $1,008,000
Section 3. Appropriations to the following accounts to be increased in the following amounts:

51-5110-504400 $445,000

Section 4. To insert the following language as a new paragraph four (4) on page 154 of the Proposed 2013 Budget Book document:

“This Budget also proposes a restoration to the Indigent Burial Program, and bringing the individual grant level back to $1,850 from $1,250. This will be accomplished through the use of the County’s General Fund Balance in 2013.

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

Intro. 368 W. Lightfoot/ J. Lightfoot (Amendment 3)
M. 80 Motion to Amend Intro. No. 358 of 2012 as Follows:

Section 1. Revenues to the following accounts shall be decreased in the following amounts:

51-5110-409025 $563,000

Section 2. Revenues for the following accounts to be increased in the following amounts; for the purposes of restoring the indigent burial program to the general property tax levy:

51-5110-FBAL $563,000

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

Intro. 369 Gamble/Bauroth (Amendment 4)
M. 81 Motion to Amend Intro. No. 358 of 2012 as Follows:

Out of Order

Section 1. Insert the following as a “2013 Major Objective” in the Parks Department on page 311:

• To review the terms of the contract for the Monroe County Golf Courses with Tindale Inc., and ensure that all statutory requirements of said contracts, including course maintenance and capital improvements, are in accordance will all contractual requirements; and to report to the Legislature annually on the such enforcements.

President Adair ruled that Intro. No. 369 was Out of Order. Legislator Andrews Appealed the Ruling of the Chair and Legislator W. Lightfoot Seconded the motion. A vote was taken and the Ruling of the President was Sustained by the following vote:

Ayes - Legislators Daniele, Ancello, Antelli, Barker, Boyce, Colby, Drawe, Gumina, Hanna, Howland, McCann, Micciche, Quattro, Rockow, Tucciarello, Valerio, Yolevich, and President Adair – 18


Intro. 370 Andrews/W. Lightfoot (Amendment 5)
M. 82 Motion to Amend Intro. No. 358 of 2012 as Follows:

Section 1. Amend the following language on the list on page 61 on the Proposed 2013 Budget Book document:

Agency/County Division 2013 Allocation
VisitRochester $2,795,000
City of Rochester $1,700,000
Authorized Agencies $1,269,016
Greater Rochester Sports Authority $285,000
Sports Development Corporation $207,500 $102,500
County of Monroe (Administration) $55,000
Monroe County Fair & Recreation Association $55,000
County of Monroe (Parks Administration) $105,000
Total Distribution $6,366,516

Section 2. Insert the following new revenue line item for the following account:

88-8801-402012 $105,000

Section 4. Increase appropriations to the following commitment line items, to restore funding for the Runaway and Homeless Youth Program:

51-5602-504800 to increase by $105,000

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

Intro. 371 J. Lightfoot/Gamble (Amendment 6)
M. 83 Motion to Amend Intro. No. 358 of 2012 as Follows:

Out of Order

Section 1. To insert the following language as a bullet point under “Major Objectives” for the Department of Human Resources on page 130 of the Proposed 2013 Budget Book document:

- To conduct a biannual diversity audit on the workforce of the County of Monroe, and implement all necessary reforms as a result of such audit’s findings and to report to the legislature in writing biannually on the audit findings

President Adair ruled that Intro. No. 371 was Out of Order. Legislator Andrews Appealed the Ruling of the Chair and Legislator W. Lightfoot Seconded the motion. A vote was taken and the Ruling of the President was Sustained by the following vote:

Ayes - Legislators Daniele, Ancello, Antelli, Barker, Boyce, Colby, Drawe, Gumina, Hanna, McCann, Micciche, Quatro, Rockow, Tucciarello, Valerio, Yolevich, and President Adair – 17


(Note: Legislator Howland Left the Chambers)

Intro. 372 Aldersley/Kaleh (Amendment 7)

M. 84 Motion to Amend Intro. No. 358 of 2012 as Follows:

Tabled

Section 1. To increase the appropriations for the following account, in order to budget for the local portion of a prospective “Community Impact Campaign” partnership with the Ad Council of Rochester for the purposes of establishing a public awareness campaign on the troubling trend of infant mortality incidents in Monroe County and to promote safe sleeping habits:

58-5803-504800 $5,000
Section 2. To increase the contribution from the County’s General Fund Balance to the Proposed 2013 Budget Book document by the following amount:

51-5110-FBAL $5,000

Intro. 373 Daniele/Tucciarello
M.85 Motion to Table Intro. No. 372 of 2012

(Note: Legislator Howland returned to the Chambers and was present for the remainder of the meeting)

Legislator Aldersley Appealed the Ruling of President Adair that allowed for Intro. No. 372 to be Tabled and Legislator O’Brien Seconded. A vote was taken and the Ruling of the President was Sustained by the following vote:

Ayes - Legislators Daniele, Ancello, Antelli, Barker, Boyce, Colby, Drawe, Gumina, Hanna, Howland, McCann, Micciche, Quatro, Rockow, Tucciarello, Valerio, Yolevich, and President Adair – 18


Intro. 373 Daniele/Tucciarello
M.85 Motion to Table Intro. No. 372 of 2012
27-2

(Legislators Kaleh and O’Brien voted in the negative)

Intro. 374 Bauroth/Patterson (Amendment 8)
M. 86 Motion to Amend Intro. No. 358 of 2012 as Follows:
Withdrawn

Section 1. Increase the following commitment line item as follows, for the purposes of providing funding to publish public notices in the Rochester Democratic and Chronicle (D&C) and to designate them as an Official Newspaper:

12-1205-504635 “Public Notices” $50,000

Section 2. To increase the contribution from the County’s General Fund Balance to the Proposed 2013 Budget Book document by the following amount:

12-1209-FBAL $50,000

(Note: Legislator Bauroth Withdrew his Amendment with permission from President Adair)

Intro. 375 Bauroth/Patterson (Amendment 9)
M. 87 Motion to Amend Intro. No. 358 of 2012 as Follows:

11-18 F

Section 1. Increase the following commitment line item as follows, for the purposes of providing funding to publish public notices in the Rochester Democratic and Chronicle (D&C):

12-1205-504635 “Public Notices” $50,000

Section 2. To increase the contribution from the County’s General Fund Balance to the Proposed 2013 Budget Book document by the following amount:

12-1209-FBAL $50,000

(Legislators Andrews, Aldersley, Bauroth, Gamble, Haney, Kaleh, J. Lightfoot, W. Lightfoot, O’Brien, Patterson and Wilcox voted in the positive)
Intro. 376  Kaleh/J. Lightfoot (Amendment 10)
M. 88
Motion to Amend Intro. No. 358 of 2012 as Follows:

Section 1. To insert the following language to the first paragraph on page 62 of the Proposed 2013 Budget book document, under the section “Mid-Sized Art Support”:

The budget includes a county contribution for arts and cultural organizations with annual budgets between $95,000 and $1.6 million. The County shall provide a full list of recipients of this funding to be filed with the Clerk of the Legislature on an annual basis.

President Adair ruled that Intro. No. 376 was Out of Order. Legislator Kaleh Appealed the Ruling of the Chair and Legislator J. Lightfoot Seconded the motion. A vote was taken and the Ruling of the President was Sustained by the following vote:

Ayes - Legislators Daniele, Ancello, Antelli, Barker, Colby, Drawe, Gumina, Hanna, Howland, McCann, Micciche, Quatro, Rockow, Tucciarello, Valerio, Yolevich, and President Adair – 17


(Note: Legislator Boyce left the Chambers)

RECESS

President Adair declared a brief recess at the request of Legislator Daniele.

(Note: Legislator Boyce returned to the Chambers and was present for the remainder of the meeting)

Intro. 365  Main Motion
Res. 281
18-11

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

RECESS

President Adair declared a brief recess.

Intro. 444  Daniele/Andrews
M. 96
29-0

Accepting Grant from New York State Division of Criminal Justice Services for Public Defender’s Mental Health and Drug Treatment Court Program

Public Safety Committee; November 26, 2012 – CV: 8-0

Ways and Means Committee; December 6, 2012 – CV: 11-0
13. Hanna & Yolevich
   Intro. 446
   Res. 343
   29-0
   12-0315
   Accepting Grant from Southern Public Defender Training Center for Public Defender Corps Fellow
   Public Safety Committee; November 26, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

14. Hanna & Yolevich
   Intro. 447
   Res. 344
   29-0
   12-0316
   Accepting Grant from New York State Office of Indigent Legal Services for Offices of Public Defender and Conflict Defender for Provision of Indigent Services
   Public Safety Committee; November 26, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

15. Hanna & Yolevich
   Intro. 448
   Res. 345
   29-0
   12-0317
   Accepting Grant from New York State Division of Criminal Justice Services for Supervision and Monitoring Costs of Ignition Interlock Devices Program
   Public Safety Committee; November 26, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

16. Hanna & Yolevich
   Intro. 449
   Res. 346
   29-0
   12-0318
   Accepting Three Alternatives to Incarceration Grants from New York State Division of Criminal Justice Services for the Pretrial Program, Enhanced Pretrial Program, and Domicile Restriction Program
   Public Safety Committee; November 26, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

17. Hanna, Gumina & Yolevich
   Intro. 450
   Res. 347
   29-0
   12-0319
   Accepting Grant from United States Department of Justice, Office on Violence Against Women, for Grants to Encourage Arrest Policies and Enforcement of Protection Orders Program; Authorizing Intermunicipal Agreement with City of Rochester and Contracts with Legal Aid Society of Rochester, NY and Alternatives for Battered Women, Inc.
   Public Safety Committee; November 26, 2012 – CV: 8-0
   Intergovernmental Relations Committee; November 28, 2012 – CV: 5-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

18. Gumina, Hanna & Yolevich
   Intro. 451
   Res. 348
   29-0
   12-0320
   Authorizing Intermunicipal Agreement with City of Rochester for Firearm Instructor
   Intergovernmental Relations Committee; November 28, 2012 – CV: 5-0
   Public Safety Committee; November 26, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

19. Gumina, Hanna & Yolevich
   Intro. 452
   Res. 349
   29-0
   12-0321
   Accepting Grant from New York State STOP-DWI Foundation for DWI Crackdown Weekend Enforcement and Drug Recognition Expert Call Outs; Authorizing Intermunicipal Agreements with Ten Municipalities
   Intergovernmental Relations Committee; November 28, 2012 – CV: 5-0
   Public Safety Committee; November 26, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

20. Gumina, Hanna & Yolevich
   Intro. 453
   Res. 350
   29-0
   12-0322
   Authorizing Intermunicipal Agreements with Ten Municipalities for STOP-DWI Law Enforcement Program
   Intergovernmental Relations Committee; November 28, 2012 – CV: 5-0
   Public Safety Committee; November 26, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0
21. Hanna & Yolevich
   Intro. 454
   Res. 351
   29-0
   12-0323 Accepting Grant from New York State Governor’s Traffic Safety Committee for
   Community Traffic Safety Program
   Public Safety Committee; November 26, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

22. Colby & Yolevich
   Intro. 455
   Res. 352
   29-0
   12-0324 Authorizing Acquisition of Interests in Real Property for East Ridge Road Highway
   Project in Town of Irondequoit
   Transportation Committee; November 27, 2012 – CV: 7-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

23. Colby & Yolevich
   Intro. 456
   Res. 353
   29-0
   12-0325 Authorizing Acquisition of Interest in Real Property for Long Pond Road Highway
   Project in Town of Greece
   Transportation Committee; November 27, 2012 – CV: 7-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

24. Colby & Yolevich
   Intro. 457
   Res. 354
   29-0
   12-0326 Authorizing Acquisition of Interests in Real Property for Construction and
   Maintenance of Traffic Signal Equipment at East Avenue and University Avenue in
   City of Rochester
   Transportation Committee; November 27, 2012 – CV: 7-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

25. Colby & Yolevich
   Intro. 458
   Res. 355
   29-0
   12-0327 Authorizing Acquisition of Interest in Real Property for Construction and
   Maintenance of Traffic Signal Equipment at Pixley Road in Town of Gates
   Transportation Committee; November 27, 2012 – CV: 7-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

26. Drawe & Yolevich
   Intro. 459
   Res. 356
   29-0
   12-0328 Authorizing Professional Services Contracts for Monroe County Office of Mental
   Health, Socio-Legal Center
   Human Services Committee; November 27, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

27. Drawe & Yolevich
   Intro. 460
   Res. 357
   29-0
   12-0329 Authorizing Contract with Coordinated Care Services, Inc. for Provision of Mental
   Health, Developmental Disabilities and Alcoholism & Substance Abuse Services for
   2013
   Human Services Committee; November 27, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

28. Drawe & Yolevich
   Intro. 461
   Res. 358
   29-0
   12-0330 Authorizing Contract with Morrison Healthcare, Inc., a Division of Compass Group
   for Food, Dietary and Vending Management at Monroe Community Hospital
   Human Services Committee; November 27, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

29. Drawe & Yolevich
   Intro. 462
   Res. 359
   29-0
   12-0331 Accepting Grant from New York State Department of Health for Healthy
   Neighborhoods Program
   Human Services Committee; November 27, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0
30. Drawe & Yolevich
   Intro. 463
   Res. 360
   29-0

   Accepting Grant from University of Rochester Medical Center for Health Engagement and Action for Rochester’s Transformation Program
   Human Services Committee; November 27, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

31. Drawe & Yolevich
   Intro. 464
   Res. 361
   29-0

   Accepting Grant from New York State Division of Criminal Justice Services for Paul Coverdell Forensic Sciences Improvement Program (Medical Examiner’s Office Forensic Toxicology Laboratory)
   Human Services Committee; November 27, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

32. Drawe & Yolevich
   Intro. 465
   Res. 362
   29-0

   Accepting Two Grants from Oswego County Soil and Water Conservation District for Water Quality Program
   Human Services Committee; November 27, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

33. Drawe & Yolevich
   Intro. 466
   Res. 363
   29-0

   Accepting Grant from New York State Department of Health for Lead Poisoning Prevention Program
   Human Services Committee; November 27, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

34. Drawe & Yolevich
   Intro. 467
   Res. 364
   29-0

   Accepting Grant from New York State Department of Health for Bathing Beach Water Quality Monitoring and Notification Program
   Human Services Committee; November 27, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

35. Drawe & Yolevich
   Intro. 468
   Res. 365
   29-0

   Accepting Grant from New York State Department of Health for HIV Partner Services Program
   Human Services Committee; November 27, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

36. Drawe & Yolevich
   Intro. 469
   Res. 366
   29-0

   Accepting Grant from New York State Department of Health; Authorizing Contracts with Perinatal Network of Monroe County, Inc. and Visiting Nurse Service of Rochester and Monroe County, Inc. for Healthy Mom-Healthy Baby Program
   Human Services Committee; November 27, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

37. Drawe & Yolevich
   Intro. 470
   Res. 367
   29-0

   Accepting Grant from New York State Department of Health for Comprehensive HIV/STI/Hepatitis C Prevention, Particularly in Communities of Color Program; Authorizing Contracts with University of Rochester, ACM Medical Laboratory, Inc. and AC Center, Inc. dba AIDS Care
   Human Services Committee; November 27, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

38. Drawe & Yolevich
   Intro. 471
   Res. 368
   29-0

   Accepting Grant from New York State Governor’s Traffic Safety Committee for Comprehensive Toxicology Testing in DUI and DUID Program (Office of Medical Examiner)
   Human Services Committee; November 27, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0
39. Drawe & Yolevich
   Intro. 472
   Res. 369
   29-0
   Authorizing Monroe County Department of Public Health Agency Contracts and Professional Services Agreements
   Human Services Committee; November 27, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

40. Howland & Yolevich
   Intro. 473
   Res. 370
   29-0
   Authorizing Contracts with Day Engineering, P.C., Malcolm Pirnie, Inc., and LiRo Engineers, Inc. for Environmental Consulting Term Services
   Environment and Public Works Committee; November 28, 2012 – CV: 7-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

41. Howland & Yolevich
   Intro. 474
   Res. 371
   29-0
   Authorizing Contracts with DiMarco Constructors LLC and Pike Company, Inc. for Construction Management Term Services for Monroe County
   Environment and Public Works Committee; November 28, 2012 – CV: 7-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

42. Valerio, Howland & Yolevich
   Intro. 475
   Res. 372
   29-0
   Authorizing Contract with SWBR Architects, Engineering & Landscape Architecture, P.C. for Architectural and Engineering Term Services at Monroe Community College Recreation and Education Committee; November 27, 2012 – CV: 4-0
   Environment and Public Works Committee; November 28, 2012 – CV: 7-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

43. Howland, Drawe & Yolevich
   Intro. 476
   Res. 373
   29-0
   Authorizing Contract with Clark Patterson Lee for Architectural and Engineering Term Services at Monroe Community Hospital
   Environment and Public Works Committee; November 28, 2012 – CV: 7-0
   Human Services Committee; November 27, 2012 – CV: 8-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

44. Howland & Yolevich
   Intro. 477
   Res. 374
   29-0
   Authorizing Contracts with Chatfield Engineers, P.C., Day Engineering, P.C., Malcolm Pirnie, Inc., and O’Brien & Gere for Wastewater Engineering Term Services
   Environment and Public Works Committee; November 28, 2012 – CV: 7-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

45. Howland & Yolevich
   Intro. 478
   Res. 375
   29-0
   Authorizing Contract with Lu Engineers for Professional Engineering Services for Combined Sewer Overflow Abatement Program Pedestrian Bridge Improvements Project
   Environment and Public Works Committee; November 28, 2012 – CV: 7-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

46. Howland & Yolevich
   Intro. 479
   Res. 376
   29-0
   Authorizing Contract with Barton & Logudice, P.C. for Professional Engineering Services for Irondequoit Bay South Central Pure Waters District’s South Central Trunk Sewer Improvements Project
   Environment and Public Works Committee; November 28, 2012 – CV: 7-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0

47. Valerio & Yolevich
   Intro. 480
   Res. 377
   29-0
   Authorizing Acquisitions of Real Property Located at 2435 and 2449 St. Paul Blvd. in Town of Irondequoit, 2301 St. Paul St. in City of Rochester and Portion of CSX Transportation, Inc. Right-of-Way in Town of Irondequoit
   Recreation and Education Committee; November 27, 2012 – CV: 4-0
   Ways and Means Committee; December 6, 2012 – CV: 11-0
48. Valerio & Yolevich  
Intro. 481  
Res. 378  
29-0  
Resolution Authorizing the Issuance of $1,333,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Acquisition of Land for Seneca Park and the Construction of a Parking Lot on a Portion Thereof, in and for Said County, at an Estimated Maximum Cost of $1,333,000  
Recreation and Education Committee; November 27, 2012 – CV: 4-0  
Ways and Means Committee; December 6, 2012 – CV: 11-0

49. Valerio & Yolevich  
Intro. 482  
Res. 379  
29-0  
Accepting Grant from New York State Department of Environmental Conservation for the Irondequoit Creek Stream Bank Stabilization Project; Authorizing Acquisition of Portion of Real Property Located on Woolston Road; Authorizing Acquisition of Temporary Easement on Portion of Property on Woolston Road in Town of Perinton  
Recreation and Education Committee; November 27, 2012 – CV: 4-0  
Ways and Means Committee; December 6, 2012 – CV: 11-0

50. Colby & Yolevich  
Intro. 483  
Res. 380  
29-0  
Authorizing Contract with Keeler Construction Co., Inc. for Construction Services for the South Lincoln Road Project in Town of Perinton and Town/Village of East Rochester  
Transportation Committee; November 27, 2012 – CV: 7-0  
Ways and Means Committee; December 6, 2012 – CV: 11-0

51. Colby & Yolevich  
Intro. 484  
Res. 381  
29-0  
Resolution Authorizing the Issuance of $5,020,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Reconstruction and Improvement of Portions of Lincoln Road from Commercial Street to Route 31F, in and for Said County, at an Estimated Maximum Cost of $5,020,000 and Superseding the Bond Resolution Adopted on December 13, 2011 (Resolution No. 329 of 2011)  
Transportation Committee; November 27, 2012 – CV: 7-0  
Ways and Means Committee; December 6, 2012 – CV: 11-0

52. Valerio & Yolevich  
Intro. 485  
Res. 382  
29-0  
Resolution Authorizing the Issuance of $290,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Replacement of Edgewood Avenue Bridge Over Allen Creek (BIN 3317400), in and for said County, at an Estimated Maximum Cost of $290,000 and Superseding the Bond Resolution Adopted on December 14, 2010 (Resolution No. 347 of 2010)  
Recreation and Education Committee; November 27, 2012 – CV: 4-0  
Ways and Means Committee; December 6, 2012 – CV: 11-0

53. Howland & Yolevich  
Intro. 486  
Res. 383  
29-0  
Authorizing Grant Agreements with New York State for Aid Relating to Improvements at Greater Rochester International Airport  
Ways and Means Committee; December 6, 2012 – CV: 11-0

54. Yolevich & Gumina  
Intro. 487  
Res. 384  
29-0  
Mortgage Tax Distribution  
Ways and Means Committee; December 6, 2012 – CV: 11-0

55. Howland & Yolevich  
Intro. 488  
Res. 385  
29-0  
Authorizing Airport Use and Lease Agreements at Greater Rochester International Airport  
Ways and Means Committee; December 6, 2012 – CV: 11-0

56. Drawe & Yolevich  
Intro. 489  
Res. 386  
29-0  
Accepting Grant from New York State Department of Health for Support of Monroe County Nurse-Family Partnership Program; Amending Resolution 170 of 2012 to Increase Contract with Visiting Nurse Service of Rochester and Monroe County, Inc.  
Ways and Means Committee; December 6, 2012 – CV: 11-0
Matters of Urgency

57. Yolevich & Gumina
   Intro. 490
   Res. 387
   29-0
   Amending Resolution 202 of 2012, Standard Work Day And Reporting Resolution for County Elected and Appointed Officials for Retirement Credit Purposes
   Matter of Urgency

58. Rockow & Yolevich
   Intro. 491
   Res. 388
   29-0
   Accepting Grant from New York State Senate for Economic Development and Workforce Training Initiatives And Authorizing Contracts with Several Organizations
   Matter of Urgency
   (Note: Legislators Bauroth, Kaleh and Aldersley declared their interest prior to the vote)

60. Yolevich & Gumina
   Intro. 386-433
   Res. 287-334
   29-0
   Bond Resolutions for the 2013 Monroe County Capital Budget
   Matter of Urgency

   Intro. 434
   M. 93
   Out of Order
   Haney
   Motion to Sever Items 28 and 57

   Intro. 435
   M. 94
   Motion to Sever Item 28
   J. Lightfoot/Patterson

   Legislator Haney Appealed the Ruling of President Adair that stated the Motion to Sever was Out of Order. A vote was taken and the Ruling of the President was Sustained by the following vote:

   Ayes - Legislators Daniele, Ancello, Antelli, Barker, Boyce, Colby, Drawe, Gumina, Hanna, Howland, McCann, Micciche, Quattro, Rockow, Tucciarello, Valerio, Yolevich, and President Adair – 18


   Intro. 386-433
   Res. 287-334
   29-0
   Main Motion

   Intro. 436
   M. 95
   27-2
   Daniele/Andrews
   Motion to Suspend Rule 545-4B
   (Legislators Colby and Hanna voted in the negative)

61. Howland & Yolevich
   Intro. 437
   Res. 335
   18-11
   Confirming Scale of Charges for Each of the Monroe County Pure Waters Districts for 2013
   (Legislators Andrews, Aldersley, Bauroth, Gamble, Haney, Kaleh, J. Lightfoot, W. Lightfoot, O’Brien, Patterson and Wilcox voted in the negative)

62. Howland & Yolevich
   Intro. 363
   Res. 282
   29-0
   Consenting to Financing by Monroe County Water Authority of 2013 Water Facilities Capital Projects
   Matter of Urgency

63. Yolevich & Gumina
   Intro. 438
   Res. 336
   29-0
   2012 Equalization Table – Real And Franchise Property And Ratios Of Assessed Value To Full Value
   Matter of Urgency
64. Yolevich & Gumina
Intro. 439
Res. 337
29-0

65. Yolevich & Gumina
Intro. 440
Res. 338
29-0

66. Yolevich & Gumina
Intro. 441
Res. 339
29-0

67. Yolevich & Gumina
Intro. 442
Res. 340
29-0

68. Yolevich & Gumina
Intro. 443
Res. 341
18-11

PRESENTATION OF PLAQUES

Legislator Stephanie Aldersley received a plaque recognizing her additional service to the Legislature. Minority Leader Ted O’Brien was also presented with a plaque to commemorate his service to the Legislature.

UNFINISHED BUSINESS

Upon Motion by Legislator Daniele, the Legislature adjourned at 12:27 a.m. until Tuesday, January 8, 2012 at 6:00 p.m.

CHERYL M. ROZZI
Clerk of the Legislature