FOURTH DAY

TUESDAY, April 14, 2015

Legislature met pursuant to adjournment.

President Jeffrey R. Adair in the Chair.

ROLL CALL


Absent – Legislators Ancello, Andrews, Boyce, Gamble – 4

Note: Legislators Ancello, Andrews and Boyce entered the chambers and were present for the remainder of the meeting.

The meeting formally opened. At the invitation of Legislator Joe Morelle, Jr., Reverend Patrina Freeman of the New Direction Christian Ministries delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Cynthia Kaleh.

APPROVAL OF MINUTES

Without objection, the Journal of Day 3, March 10, 2015 session was approved as submitted.

PETITIONS AND COMMUNICATIONS

None

President Adair recognized Mark Quinn, Horticulturist from the Parks Department, who introduced the Plant of the Month, the Pansy to the Legislature.

PROCLAMATIONS

By the President of the Legislature – Jeffrey R. Adair

Recognized jointly with County Executive Brooks and Legislator Boyce, the “Badge of Honor Association” for its outstanding service to the citizens of Monroe County. The Association is comprised of dedicated law enforcement agencies who work diligently to help raise funds to honor fallen members of the Emergency Service Community. Read and Filed.

Recognized jointly with Legislator Rockow, the “Brockport Blue Devils Ice Hockey Team” for being upstanding role models in the Brockport community and for their tremendous success winning the 2015 Class B Sectional Championship. Read and Filed.
Recognized jointly with Legislators Boyce and Howland, the “Rush-Henrietta Varsity 1600 Meter Sprint Relay Team” for their hard work and determination in not only beating their own Section V record but also breaking the national record that has been held since 2002.
Read and Filed.

Recognized jointly with Legislator Rockow, the “Brockport Varsity 200 Freestyle Relay” consisting of Nick Olsen, Nathaniel Bartalo, Brandon Amthor and Joe Williams, for working hard all season to develop their endurance and teamwork leading to an impressive feat of strength, breaking a 12-year Section V record. In addition these young men also succeeded in breaking personal and Section V records in their individual events.
Read and Filed.

Recognized jointly with Legislator Bauroth, the “South Wedge Planning Committee” led by Director John Page, Eileen Thomas and Nancy O’Donnell, a group working together to preserve the South Wedge Urban Village and build a stronger community where residents feel safe and connected to their neighbors.
Read and Filed.

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**FORMAL COMMITTEE REPORTS**

None

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**PUBLIC FORUM**

An Open Forum was conducted to allow speakers to address the Legislature. There were four speakers and the Open Forum concluded at 6:32 P.M.

*Note: Legislator Quatro exited the chambers and was absent for the remainder of the meeting.*

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**RECESS**

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

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**MOTIONS, RESOLUTIONS AND NOTICES**

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<th>Intro.</th>
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1. Ancello & Yolevich
   *Intro. 141 Res. 107* 27-0

   **15-0093** Authorizing Contract with Jay A. Supnick, Ph.D., d/b/a Law Enforcement Psychological Associates for Pre-Employment Psychiatric and Psychological Testing of Deputy Sheriff Candidates and Post-Hire Evaluations of Employees
   - Public Safety Committee; March 23, 2015 – CV: 8-0
   - Ways and Means Committee; March 25, 2015 – CV: 10-0

2. Marianetti, Micciche & Yolevich
   *Intro. 142 Res. 108* 27-0

   **15-0094** Accepting Environmental Protection Fund Round 11 Grant from New York State Department of Environmental Conservation and Authorizing Intermunicipal Agreements with Village of East Rochester and Towns of Henrietta and Irondequoit as Sub-Awards of Environmental Protection Fund Round 11 Grant
   - Environment and Public Works Committee; March 23, 2015 – CV: 7-0
   - Intergovernmental Relations Committee; March 25, 2015 – CV: 5-0
   - Ways and Means Committee; March 25, 2015 – CV: 10-0

Tucciarello/Andrews
Motion to Move the Agenda as a Whole with the Exception of Items 5, 12, 13, 27, 28
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<td>3.</td>
<td>Maranetti &amp; Yolevich</td>
<td>Intro. 143</td>
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<td>Authorizing Lease Agreement with Monroe County Soil and Water Conservation District and Authorizing Contract for Stormwater Management Consulting Services Environment and Public Works Committee; March 23, 2015 – CV: 7-0 Ways and Means Committee; March 25, 2015 – CV: 10-0</td>
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<td>Maranetti &amp; Yolevich</td>
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<td>Authorizing Contract with CHA Consulting, Inc. for Professional Engineering Services for Frontier Field Stadium Renovation Project Environment and Public Works Committee; March 23, 2015 – CV: 7-0 Ways and Means Committee; March 25, 2015 – CV: 10-0</td>
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<td>5.</td>
<td>Maranetti &amp; Yolevich</td>
<td>Intro. 145</td>
<td>Intro. 146</td>
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<td>Authorizing Contract with Clark Patterson Lee for Professional Engineering Services for Civic Center Reconstruction Project Environment and Public Works Committee; March 23, 2015 – CV: 7-0 Ways and Means Committee; March 25, 2015 – CV: 10-0</td>
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<td>Haney/Bauroth (Amendment 1) Motion to Amend Referral 15-0097 as follows: To Amend the language in the contract referenced in Referral #15-0097, “Authorize a Contract with Clark Patterson Lee for Professional Engineering Services for the Civic Center Complex Reconstruction Project,” to include the following assessment requirement to fulfill the contract:</td>
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<td>1. Such engineering services shall include an analysis of the feasibility and cost of separating the steam service in the Civic Center Garage, LDC from the steam service in the Civic Center Complex, or of billing Civic Center Garage, LDC for the steam provided to it by the County of Monroe. Added Language is underlined Deleted Language is strikethrough</td>
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President Adair ruled that Intro. No. 146 was Out of Order. Legislator Haney Appealed the Ruling of the President and Legislator Andrews Seconded the motion. A vote was taken and the Ruling of the President was Sustained by the following vote:

Ayes - Legislators Tucciarello, Ancello, Boyce, Carbone, Colby, Daniele, Delehanty, Drawe, Gumina, Howland, Maranetti, Micciche, Rockow, Taylor, Valerio, Yolevich, and President Adair – 17


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<td>Intro. 148</td>
<td>Res. 113</td>
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<td>Resolution Authorizing the Issuance of $11,000,000 Bonds of the County of Monroe, New York, To Finance the Cost of Planning, Design and Construction of the Proposed Mill Seat Landfill Gas Plant 2 Project In and for Said County, At an Estimated Maximum Cost of $11,000,000 and Superseding the Bond Resolution Adopted on May 10, 2011 (Resolution No. 158 of 2011)</td>
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<td>Authorizing Contract with Popli Design Group For General Engineering Term Services</td>
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<th>Resolution Authorizing the Issuance of $1,210,000 Bond of the County of Monroe, New York, To Finance the Cost of the Reconstruction of Various County Highways for Safety and Traffic Improvement Purposes, In and for Said County, At an Estimated Maximum Cost of $1,210,000 and Superseding the Bond Resolution Adopted on December 9, 2014 (Resolution No. 384 of 2014)</th>
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Res. 123
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15-0107 Accepting Grant from United States Environmental Protection Agency for Continuation of Delisting Processes for Rochester Embayment Area of Concern Program
Human Services Committee; March 24, 2015 – CV: 6-0
Ways and Means Committee; March 25, 2015 – CV: 10-0

18. Colby & Yolevich
Intro. 159
Res. 124
27-0
15-0108 Authorizing Contract with Nurse-Family Partnership (National Service Office) for Support of Nurse-Family Partnership Program
Human Services Committee; March 24, 2015 – CV: 6-0
Ways and Means Committee; March 25, 2015 – CV: 10-0

19. Colby & Yolevich
Intro. 160
Res. 125
27-0
15-0109 Authorizing Contracts for Provision of Forensic Pathology Services to Monroe County Office of Medical Examiner
Human Services Committee; March 24, 2015 – CV: 6-0
Ways and Means Committee; March 25, 2015 – CV: 10-0

20. Yolevich & Rockow
Intro. 161
Res. 126
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15-0110 Authorizing In Rem Tax Foreclosure Action No. 140
Ways and Means Committee; March 25, 2015 – CV: 10-0

21. Yolevich & Rockow
Intro. 162
Res. 127
27-0
15-0111 Authorizing Conveyance of Permanent Easement on Property Owned by Monroe County to Rochester Gas and Electric Corporation for Utility Purposes at 557 Manitou Beach Road in Town of Greece
Ways and Means Committee; March 25, 2015 – CV: 10-0

22. Yolevich & Rockow
Intro. 163
Res. 128
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15-0113 Authorizing Conveyance of Permanent Easement on Property Owned by Monroe County to Town of Penfield for Sanitary Sewer Purposes at 273 Old Browncroft Boulevard in Town of Penfield
Ways and Means Committee; March 25, 2015 – CV: 10-0

23. Boyce & Yolevich
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Res. 129
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15-0114 Authorizing Acquisition of Interest in Real Property for Installation and Maintenance of Traffic Signal Equipment at Entrance to 2030 Five Mile Line Road in Town of Penfield

24. Boyce & Yolevich
Intro. 165
Res. 130
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15-0115 Authorizing Acquisition of Interests in Real Property for Winton Road South Culvert Replacement Project in Town of Brighton
Transportation Committee; March 24, 2015 – CV: 7-0
Ways and Means Committee; March 25, 2015 – CV: 10-0

25. Boyce & Yolevich
Intro. 166
Res. 131
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15-0116 Authorizing Acquisition of Interests in Real Property for Culvert Replacement Project on North Road at Oatka Creek Tributary in Town of Wheatland
Transportation Committee; March 24, 2015 – CV: 7-0
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26. Yolevich & Rockow
   Intro. 167
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27. Valerio & Yolevich
   Intro. 168
   Intro. 169
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Directing Correction and Cancellation and Levy of Certain Monroe County Taxes in
Towns of Brighton, Gates, Greece, Irondequoit and City of Rochester
Ways and Means Committee; March 25, 2015 – CV: 10-0

Amending 2015-2020 Capital Improvement Program and Authorizing Acceptance of
New York State Environmental Facilities Corporation Green Innovation Grant
Program Award, Monroe Community College Association, Inc. Award and Matching
Funding from State University of New York for Monroe Community College
Downtown Campus Project
Recreation and Education Committee; March 24, 2015 – CV: 5-0
Ways and Means Committee; March 25, 2015 – CV: 10-0

Valerio/Yolevich (Amendment 1)
Motion to Amend Intro. No. 168 of 2015 as follows:

PROVIDING THAT INTRO. NO. _____ OF 2015 BE AMENDED

Section 1. The title of Intro No. 168 is hereby amended to read as follows:

“AMENDING 2015-2020 CAPITAL IMPROVEMENT PROGRAM AND
AUTHORIZING ACCEPTANCE OF NEW YORK STATE ENVIRONMENTAL
FACILITIES CORPORATION GREEN INNOVATION GRANT PROGRAM
AWARD, MONROE COMMUNITY COLLEGE FOUNDATION ASSOCIATION,
INC. AWARD AND MATCHING FUNDING FROM STATE UNIVERSITY OF
NEW YORK FOR MONROE COMMUNITY COLLEGE DOWNTOWN CAMPUS
PROJECT”

Section 2. Section 3 of Intro No. 168 is hereby amended to read as follows:

The County Executive, or her designee, is hereby authorized to accept a $1,361,000
award from and to execute a contract and any amendments thereto with, the Monroe
Community College Foundation Association, Inc., for the “Monroe Community College
Downtown Campus” project.

File No. 15-0118

Added language is underlined
Deleted language is stricken

(Legislators Andrews, Haney, Kaleh, Morelle, Jr., Styk and Wilcox Voted in the Negative.)

Main Motion
(As Amended by M. 35 of 2015)

28. Valerio & Yolevich
   Intro. 170
   Res. 134
   27-0

29. Valerio & Yolevich
   Intro. 171
   Res. 135
   27-0

Resolution Authorizing the Issuance of $78,000,000 Bonds of the County of Monroe,
New York, To Finance the Cost of the Redesign and Reconstruction of Premises to be
Acquired by or Leased by the County for Use as a Downtown Campus by Monroe
Community College, In and for Said County, At an Estimated Maximum Cost of
$78,000,000 and Superseding the Bond Resolution Adopted on January 14, 2014
(Resolution No. 5 of 2014)

Authorizing Contracts with The Springur Group, Inc., Roc City Rib Fest LLC, and
Joseph Alessi for Ticketed Events in Monroe County Parks
Recreation and Education Committee; March 24, 2015 – CV: 5-0
Ways and Means Committee; March 25, 2015 – CV: 10-0
UNFINISHED BUSINESS

None

Upon Motion by Legislator Tucciarello, the Legislature Adjourned at 7:06 p.m. until Tuesday, May 12, 2015 at 6:00 P.M.

JAMIE L. SLOCUM
Clerk of the Legislature