TWELFTH DAY

TUESDAY, October 13, 2015

Legislature met pursuant to adjournment.

President Jeffrey R. Adair in the Chair.

ROLL CALL


Absent – Legislators, Gamble, W. Lightfoot, Rockow – 3

The meeting formally opened. At the invitation of Legislator Glenn Gamble, Pastor Burnice Green of God’s Vision Ministries delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Paul Haney.

IN MEMORIAM

37. Tucciarello & Andrews
   Intro. 327
   Res. 254
   26-0
   Matter of Urgency

APPROVAL OF MINUTES

Without objection, the Journal of Day 11, September 8, 2015 was approved as submitted.

PETITIONS AND COMMUNICATIONS

None

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

PROCLAMATIONS

By the President of the Legislature – Jeffrey R. Adair

Recognized jointly with Legislator Boyce, “Full Circle Home,” an organization created by Vickie Durfee provides gifts to the loved ones from their deployed U.S. Soldiers during the holiday season.
Read and Filed.
RECESS

President Adair recessed the meeting to allow for Public Hearings entitled...

"Authorizing the Sale of Surplus Property on O'Brien Road in Town of Riga, New York to George McCormick"

No speakers addressed the Legislature and the Public Hearing concluded at 6:17 P.M.

"Enacting a Local Law to Amend the Landfill Lease Agreement with Waste Management of New York, LLC for Mill Seat Landfill"

No speakers addressed the Legislature and the Public Hearing concluded at 6:18 P.M.

"Approving Increase and Improvement of Facilities in Irondequoit Bay South Central Pure Waters District for Acquisition of Industry Pump Station and Foremain from New York State"

No speakers addressed the Legislature and the Public Hearing concluded at 6:18 P.M.

"Enacting a Local Law Authorizing Lease Agreement with Waste Management of New York, LLC for Ecopark Facility"

No speakers addressed the Legislature and the Public Hearing concluded at 6:19 P.M.

"Enacting a Local Law to Authorize a Power Purchase Agreement and Leases with Solar Liberty, Inc.; Transferring Parcels from Solid Waste Fund to County Internal Service Fund and Authorizing Interconnection Agreements with RG&E, All Related to Creation of Solar-Generated Electricity to Benefit Monroe County Pure Waters and Monroe County Facilities"

No speakers addressed the Legislature and the Public Hearing concluded at 6:20 P.M.

FORMAL COMMITTEE REPORTS

None

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. There were eight speakers and the Open Forum concluded at 6:39 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. Tucciarello & Yolevich
   Intro. 328
   M. 68
   26-0

   15-0264.LL Providing that Local Law (Intro. No. 288 of 2015), Entitled “Authorizing the Sale of Surplus Property on O’Brien Road in Town of Riga, New York to George McCormick,” Be Lifted from the Table

2. Tucciarello & Yolevich
   Intro. 329
   M. 69
   26-0

   15-0264.LL Providing that Local Law (Intro. No. 288 of 2015), Entitled “Authorizing the Sale of Surplus Property on O’Brien Road in Town of Riga, New York to George McCormick,” Be Adopted
3. Tucciarello, Marianetti & Yolevich
   Intro. 330
   M. 70
   26-0

   15-0266.LL Providing that Local Law (Intro. No. 291 of 2015), Entitled “Enacting a Local Law to Amend the Landfill Lease Agreement with Waste Management of New York, LLC for the Mill Seat Landfill,” Be Lifted from the Table

   Intro. 291
   Local Law TBA
   26-0

   Main Motion
   (As Amended by Motion No. 60 of 2015.)

4. Tucciarello, Marianetti & Yolevich
   Intro. 331
   M. 71
   26-0


   Intro. 291
   Local Law TBA
   26-0

   Main Motion

5. Tucciarello, Marianetti & Yolevich
   Intro. 332
   M. 72
   26-0


   Intro. 321
   Local Law TBA
   26-0

   Main Motion

6. Tucciarello, Marianetti & Yolevich
   Intro. 333
   M. 73
   26-0

   Agenda/Charter Committee; September 29, 2015 – CV: 5-0
   Environment and Public Works Committee; September 30, 2015 – CV: 6-0
   Ways and Means Committee; September 30, 2015 – CV: 11-0

   Intro. 321
   Local Law TBA
   26-0

   Main Motion

7. Tucciarello, Marianetti & Yolevich
   Intro. 334
   M. 74
   26-0

   15-0274.LL Providing that Local Law (Intro. No. 324 of 2015), Entitled “Enacting a Local Law to Authorize a Power Purchase Agreement and Leases with Solar Liberty, Inc.; Transferring Parcels from Solid Waste Fund to County Internal Service Fund and Authorizing Interconnection Agreements with RG&E, All Related to Creation of Solar-Generated Electricity to Benefit Monroe County Pure Waters and Monroe County Facilities,” Be Lifted from the Table

   Intro. 324
   Local Law TBA
   26-0

   Main Motion

8. Tucciarello, Marianetti & Yolevich
   Intro. 335
   M. 75
   24-1

   15-0274.LL Providing that Local Law (Intro. No. 324 of 2015), Entitled “Enacting a Local Law to Authorize a Power Purchase Agreement and Leases with Solar Liberty, Inc.; Transferring Parcels from Solid Waste Fund to County Internal Service Fund and Authorizing Interconnection Agreements with RG&E, All Related to Creation of Solar-Generated Electricity to Benefit Monroe County Pure Waters and Monroe County Facilities,” Be Adopted
   Agenda/Charter Committee; September 29, 2015 – CV: 5-0
   Environment and Public Works Committee; September 30, 2015 – CV: 6-0
   Ways and Means Committee; September 30, 2015 – CV: 11-0
   (Legislator Haney Voted in the Negative.)
| Intro. 324 | Main Motion |
| Local Law TBA | \(\text{Legislator \\ Hangy \textit{Voted in the Negative}}\) |
| 24-1 | |

9. Tucciarello & Yolevich  
Intro. 336  
15-0291.LL Enacting a Local Law Authorizing a Lease Agreement from County of Monroe to Alzheimer’s Disease and Related Disorders Association – Rochester Chapter, Inc. to Use and Occupy Space at Monroe Community Hospital, 435 E. Henrietta Road, City of Rochester, New York  
\(\text{(For Introductory Purposes Only)}\)  
Agenda/Charter Committee; September 29, 2015 – CV: 5-0  
Ways and Means Committee; September 30, 2015 – CV: 11-0

10. Tucciarello & Yolevich  
Intro. 337  
15-0291.LL Providing that Local Law (Intro. No. 336 of 2015), Entitled “Enacting a Local Law Authorizing a Lease Agreement with Alzheimer’s Disease and Related Disorders Association – Rochester Chapter, Inc. to Use and Occupy Space at Monroe Community Hospital, 435 E. Henrietta Road, City of Rochester, New York,” Be Tabled

11. Tucciarello & Yolevich  
Intro. 338  
15-0291.LL Fixing a Public Hearing on Local Law (Intro. No. 336 of 2015), Entitled “Enacting a Local Law Authorizing a Lease Agreement with Alzheimer’s Disease and Related Disorders Association – Rochester Chapter, Inc. to Use and Occupy Space at Monroe Community Hospital, 435 E. Henrietta Road, City of Rochester, New York”  
\(\text{(Public Hearing is scheduled for Tuesday, November 10, 2015 at 6:15 p.m.)}\)

### MOTIONS, RESOLUTIONS AND NOTICES

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Styk/Morelle, Jr.  
Motion to Suspend the Rules  
\(\text{(Legislators Andrewi, Baurith, Flager-Mitchell, Hangy, Kuleh, J. Lightfoot, Morelle, Jr., Styk, and Wilcox \textit{Voted in the Positive}}\) |

12. Marianetti & Yolevich  
Intro. 340  
15-0260 Providing that Resolution (Intro. No. 313 of 2015), Entitled “Approving Increase and Improvement of Facilities in Irondequoit Bay South Central Pure Waters District for Acquisition of Industry Pump Station and Forcemain from New York State,” Be Lifted from the Table

13. Marianetti & Yolevich  
Intro. 341  
15-0260 Providing that Resolution (Intro. No. 313 of 2015), Entitled “Approving Increase and Improvement of Facilities in Irondequoit Bay South Central Pure Waters District for Acquisition of Industry Pump Station and Forcemain from New York State,” Be Adopted

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Main Motion

14. Quatro & Howland  
Intro. 342  
15-0280 Authorizing Intermunicipal Agreement among Monroe County and Towns of Irondequoit, Penfield and Webster to Implement Irondequoit Bay Harbor Management Plan  
Intergovernmental Relations Committee; September 30, 2015 – CV: 5-0  
Planning and Economic Development Committee; September 29, 2015 – CV: 4-0

15. Ancello & Yolevich  
Intro. 343  
15-0281 Accepting Grant from New York State Division of Criminal Justice Services for Monroe County Sheriff’s Office Motorcycle Helmets and Communications Project  
Public Safety Committee; September 29, 2015 – CV: 6-0  
Ways and Means Committee; September 30, 2015 – CV: 11-0  
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16. Marianetti & Terp
   Intro. 344
   Res. 259
   25-0

   15-0282 Adopting Monroe County Final Local Solid Waste Management Plan, Dated July 2015
   Environment and Public Works Committee; September 30, 2015 – CV: 6-0

17. Marianetti & Yolevich
   Intro. 345
   Res. 260
   25-0

   15-0283 Authorizing Contract with John W. Danforth Company to Operate, Maintain and
   Broker the Mill Seat Landfill Gas Plant 2 Project
   Environment and Public Works Committee; September 30, 2015 – CV: 6-0
   Ways and Means Committee; September 30, 2015 – CV: 10-1

18. Quattr, Marianetti & Yolevich
   Intro. 346
   Res. 261
   25-0

   15-0284 Authorizing Intermunicipal Agreement with City of Rochester for Disposal of Solid
   Waste and Processing of Recyclable Materials
   Intergovernmental Relations Committee; September 30, 2015 – CV: 5-0
   Environment and Public Works Committee; September 30, 2015 – CV: 6-0
   Ways and Means Committee; September 30, 2015 – CV: 11-0

19. Colby & Yolevich
   Intro. 347
   Res. 262
   23-0

   15-0285 Accepting Grant from New York State Department of Health for Early Intervention
   Program and Authorize Contract with Health Economics Group, Inc.
   Human Services Committee; September 29, 2015 – CV: 7-0
   Ways and Means Committee; September 30, 2015 – CV: 11-0

20. Colby & Yolevich
   Intro. 348
   Res. 263
   25-0

   15-0286 Accepting Grant from New York State Office of Temporary and Disability Assistance
   for Noncustodial Parent Employment Parent Employment Program
   Human Services Committee; September 29, 2015 – CV: 7-0
   Ways and Means Committee; September 30, 2015 – CV: 11-0

21. Colby & Yolevich
   Intro. 349
   Res. 264
   25-0

   15-0287 Amending Resolution 306 of 2010 Accepting Additional Year 2011-2015 Funding from
   New York State Office of Children and Family Services and Amending Contracts with
   Private Agencies for Youth Services for 2011-2015
   Human Services Committee; September 29, 2015 – CV: 7-0
   Ways and Means Committee; September 30, 20:5 – CV: 11-0

22. Marianetti & Yolevich
   Intro. 350

   15-0288 Authorizing Acquisition of Property Located at 674 Beahan Road, Town of Chili;
   Amending Resolution 437 of 1989 to Amend Lease and Operating Agreement with
   Monroe County Airport Authority to Add Property Commonly known as 674 Beahan
   Road, Town of Chili, New York
   (For Introductory Purposes Only)
   Environment and Public Works Committee; September 30, 2015 – CV: 6-0
   Ways and Means Committee; September 30, 2015 – CV: 10-1

23. Marianetti & Yolevich
   Intro. 351
   M. 80
   25-0

   15-0288 Providing that Resolution (Intro. No. 350 of 2015), Entitled “Authorizing Acquisition
   of Property Located at 674 Beahan Road, Town of Chili; Amending Resolution 437 of
   1989 to Amend Lease and Operating Agreement with Monroe County Airport
   Authority to Add Property Commonly known as 674 Beahan Road, Town of Chili, New
   York,” Be Tabled

24. Marianetti & Yolevich
   Intro. 352
   Res. 265
   25-0

   15-0288 Fixing a Public Hearing on Resolution (Intro. No. 350 of 2015), Entitled “Authorizing
   Acquisition of Property Located at 674 Beahan Road, Town of Chili; Amending
   Resolution 437 of 1989 to Amend Lease and Operating Agreement with Monroe
   County Airport Authority to Add Property Commonly known as 674 Beahan Road,
   Town of Chili, New York
   (Public Hearing is scheduled for Tuesday, November 10, 2015 at 6:16 p.m.)
25. Yolevich & Tucciarello
   Intro. 353
   Res. 266
   25-0

   15-0289 Directing Correction, Cancellation and Levy of Certain Monroe County Taxes in Village of Webster
   Ways and Means Committee; September 30, 2015 – CV: 11-0

26. Yolevich & Tucciarello
   Intro. 354
   Res. 267
   25-0

   15-0290 Directing the Refund of Certain Monroe County Taxes Levied and Collected Against Property in Town of Perinton
   Ways and Means Committee; September 30, 2015 – CV: 11-0

27. Yolevich & Tucciarello
   Intro. 355

   15-0292 Authorizing Contract with Property Info Corporation for Installation and Operation of Integrated County Clerk’s Records Management System
   Ways and Means Committee; September 30, 2015 – CV: 7-4

   Andrews/Kaleh
   Motion to Table Intro. No. 355
   (Legislator Andrews, Banroth, Flagler-Mitchell, Haney, Kaleh, J. Lightfoot, Morelle, Jr., Styk and Wilcox Voted in the Positive.)

   Intro. 355
   Res. 268
   17-8

28. Ancello & Yolevich
   Intro. 357
   Res. 269
   25-0

   15-0294 Accepting Grant from New York State Division of Criminal Justice Services for Domestic Violence Bureau in District Attorney’s Office
   Public Safety Committee; September 29, 2015 – CV: 6-0
   Ways and Means Committee; September 30, 2015 – CV: 11-0

Matters of Urgency

29. Valerio & Yolevich
   Intro. 358
   Res. 270
   25-0

   15-0296 Amending Resolution 289 of 2010 as Amended by Resolution 437 of 2014 to Extend License and Operating Agreement with Seneca Park Zoo Society

30. Valerio & Yolevich
   Intro. 359
   Res. 271
   25-0

   15-0297 Authorizing Intermunicipal Agreement with Town of Sweden for the Town to Operate its Dog Park in Conformity with Monroe County Parks Law and to Authorize Reciprocal Benefits for Monroe County and Town of Sweden Off-Leash Dog Areas

31. Marianetti & Yolevich
   Intro. 360

   15-0298.LL Enacting a Local Law to Amend Local Law No. 3 of 1988, Sewer Use Law of Monroe County
   (For Introductory Purposes Only)

32. Marianetti & Yolevich
   Intro. 361
   M. 82
   25-0

   15-0298.LL Providing that Local Law (Intro. No. 360 of 2015), Entitled “Enacting a Local Law to Amend Local Law No. 3 of 1988, Sewer Use Law of Monroe County,” Be Tabled

33. Marianetti & Yolevich
   Intro. 362
   Res. 272
   25-0

   15-0298.LL Fixing a Public Hearing on Local Law (Intro. No. 360 of 2015), Entitled “Enacting a Local Law to Amend Local Law No. 3 of 1988, Sewer Use Law of Monroe County”
   (Public Hearing is scheduled for Tuesday, November 10, 2015 at 6:17 p.m.)
34. Howland & Ancello
   Intro. 363

35. Howland & Ancello
   Intro. 364
   M. 83
   25-0

36. Howland & Ancello
   Intro. 365
   Res. 273
   25-0

15-0300 Eight-Year Review of the Monroe County Eastern Agricultural District #6
(For Introductory Purposes Only)

15-0300 Providing that Resolution (Intro. No. 363 of 2015), Entitled "Eight-Year Review of
Monroe County Eastern Agricultural District #6." Be Tabled

15-0300 Fixing a Public Hearing on Resolution (Intro. No. 363 of 2015), Entitled "Eight-Year
Review of Monroe County Eastern Agricultural District #6"
(Public Hearing is scheduled for Monday, November 16, 2015 at 5:00 p.m.)

Note: President Adair recognized and congratulated County Executive Maggie Brooks on being named the new President of the New York State
Association of Counties.

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UNFINISHED BUSINESS

None

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Upon Motion by Legislator Tucciarello, the Legislature Adjourned at 7:40 p.m. until Tuesday, November 10, 2015 at 6:00 P.M.

JAMIE L. SLOCUM
Clerk of the Legislature