NINTH DAY

TUESDAY, August 8, 2017

Legislature met pursuant to adjournment.
President Anthony J. Daniele in the Chair.

ROLL CALL

Present – Legislators Allkofer, Ancello, Bauroth, Brew, Brown, Carbone, Conley, Daniele, Delhanty, DiFlorio, Drawe, Felder, Harris, Hebert, Howland, Kaleh, Marianetti, Micciche, Morelle, Jr., Muoio, Rockow, Taylor, Terp, Wilcox, Zale – 25

Absent – Legislators Boyce, Flugier-Mitchell, Lightfoot, Sheppard – 4

Note: Legislator Flugier-Mitchell entered the Chambers during the Public Forum and was present for the remainder of the meeting.

The meeting formally opened. A Moment of Silence was observed at the request of Legislator Joshua Bauroth. The Pledge of Allegiance to the Flag was led by Legislator Joseph D. Morelle, Jr.

IN MEMORIAM

30. Marianetti & Kaleh
   Intro. 311
   Res. 264
   25-0

17-0229
Expressing Regret of the Monroe County Legislature on the Recent Passing of Former Monroe County Legislator and Irondequoit Town Supervisor Frederick W. Lapple
   Matter of Urgency

APPROVAL OF MINUTES

Without objection, the Journal of Day 8, July 11, 2017 was approved as submitted.

PETITIONS AND COMMUNICATIONS

None

President Daniele recognized the recent passing of Dawn Seymour and spoke of her service to our Country.

PROCLAMATIONS

None
RECESS

President Daniele recessed the meeting to allow for two Public Hearings entitled…

“Authorizing Lease by Negotiation with the Town of Greece and Any Other Governmental Entity for Data Storage Space at Greater Rochester International Airport, 400 Freight Building Way, Room 109A, City of Rochester, New York.”
No speakers addressed the Legislature and the Public Hearing concluded at 6:09 P.M.

“Repeal of Local Law No. 3 of 2014 Establishment of County of Monroe Wireless Surcharge, and Enactment of Local Law (Intro. No. 308 of 2017), Entitled Imposing the Wireless Communications Surcharge Pursuant to Authority of Tax Law Section 186-G”
No speakers addressed the Legislature and the Public Hearing concluded at 6:10 P.M.

FORMAL COMMITTEE REPORTS

None

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. There were eleven speakers and the Open Forum concluded at 6:39 P.M.

Note: Legislator Flagler-Mitchell entered the Chambers during the Public Forum and was present for the remainder of the meeting.

CONSIDERATION OF LOCAL LAWS

1. Conley & Drawe
   Intro. 312
   M. 44
   26-0
   17-0196.LL. Providing that Local Law (Intro. No. 272 of 2017), Entitled “Authorizing Lease by Negotiation with the Town of Greece and Any Other Governmental Entity for Data Storage Space at Greater Rochester International Airport, 400 Freight Building Way, Room 109A, City of Rochester, New York,” Be Lifted from the Table

2. Conley & Drawe
   Intro. 313
   M. 45
   26-0
   Intro. 272
   Local Law-TBA
   26-0
   17-0196.LL. Providing that Local Law (Intro. No. 272 of 2017), Entitled “Authorizing Lease by Negotiation with the Town of Greece and Any Other Governmental Entity for Data Storage Space at Greater Rochester International Airport, 400 Freight Building Way, Room 109A, City of Rochester, New York,” Be Adopted

3. Mieczkowske & Drawe
   Intro. 314
   M. 46
   26-0
   17-0208.LL. Providing that Repeal of Local Law No. 3 of 2014 “Establishment of County of Monroe Wireless Surcharge” and Enactment of Local Law Entitled “Imposing the Wireless Communications Surcharge Pursuant to Authority of Tax Law Section 186-G,” Be Lifted from the Table

4. Mieczkowske & Drawe
   Intro. 315
   M. 47
   26-0
   17-0208.LL. Providing that Repeal of Local Law No. 3 of 2014 “Establishment of County of Monroe Wireless Surcharge” and Enactment of Local Law Entitled “Imposing the Wireless Communications Surcharge Pursuant to Authority of Tax Law Section 186-G,” Be Adopted
5. Conley & Micciche
   Intro. 316
   17-0220.LL Enacting Local Law Entitled “Authorizing Lease by Negotiation with the United States Department of Justice, Federal Bureau of Investigation, for Use of Space at the Monroe County Crime Lab, 85 West Broad Street, Room 113, City of Rochester, New York”
   Agenda/Charter Committee; July 24, 2017 – CV: 5-0
   Public Safety Committee; July 24, 2017 – CV: 9-0
   (For Introductory Purposes Only)

6. Conley & Micciche
   Intro. 317
   M. 48
   17-0220.LL Providing that Local Law (Intro. No. 316 of 2017), Entitled “Authorizing Lease by Negotiation with the United States Department of Justice, Federal Bureau of Investigation, for Use of Space at the Monroe County Crime Lab, 85 West Broad Street, Room 113, City of Rochester, New York,” Be Tabled

7. Conley & Micciche
   Intro. 318
   Res. 265
   17-0220.LL Fixing a Public Hearing on Local Law (Intro. No. 316 of 2017), Entitled “Authorizing Lease by Negotiation with the United States Department of Justice, Federal Bureau of Investigation, for Use of Space at the Monroe County Crime Lab, 85 West Broad Street, Room 113, City of Rochester, New York”
   (Public Hearing is scheduled for Tuesday, September 12, 2017 at 6:15 p.m.)

8. Conley & Driwa
   Intro. 319
   17-0221.LL Enacting Local Law Authorizing Sale to Tony Y. Kink for Surplus Property Located 1285 East Henrietta Road, Town of Brighton, New York
   Agenda/Charter Committee; July 24, 2017 – CV: 5-0
   Ways and Means Committee; July 25, 2017 – CV: 11-0
   (For Introductory Purposes Only)

9. Conley & Driwa
   Intro. 320
   M. 49
   17-0221.LL Providing that Local Law (Intro. No. 319 of 2017), Entitled “Enacting Local Law Authorizing Sale by Auction to Tony Y. Kink, for Surplus Property Located at 1285 East Henrietta Road, Town of Brighton, New York,” Be Tabled

10. Conley & Driwa
    Intro. 321
    Res. 266
    17-0221.LL Fixing a Public Hearing on Local Law (Intro. No. 319 of 2017), Entitled “Enacting Local Law Authorizing Sale by Auction to Tony Y. Kink, for Surplus Property Located at 1285 East Henrietta Road, Town of Brighton, New York”
    (Public Hearing is scheduled for Tuesday, September 12, 2017 at 6:16 p.m.)

MOTIONS, RESOLUTIONS AND NOTICES

11. DiFlorio & Brew
    Intro. 322
    M. 50
    17-0183 Providing that Resolution (Intro. No. 278 of 2017), Entitled “Authorizing Addition to Eastern Monroe County Agricultural District,” Be lifted from the Table

12. DiFlorio & Brew
    Intro. 323
    M. 51
    17-0183 Providing that Resolution (Intro. No. 278 of 2017), Entitled “Authorizing Addition to Eastern Monroe County Agricultural District,” Be Adopted
13. Terp & Drawe
Intro. 324
M. 52
26-0

17-0207 Providing that Resolution (Intro. No. 305 of 2017) Entitled “Approving Monroe Community College’s 2017-2018 Operating Budget,” Be Lifted from the Table

14. Terp & Drawe
Intro. 325
M. 53
26-0

17-0207 Providing that Resolution (Intro. No. 305 of 2017), Entitled “Approving Monroe Community College’s 2017-2018 Operating Budget,” Be Adopted

15. Conley & Taylor
Intro. 326
Res. 269
26-0

17-0211 Confirming Appointment and Reappointments to Monroe County Recycling Advisory Committee

Agenda/Charter Committee; July 24, 2017 – CV: 5-0

16. Mieczka & Drawe
Intro. 327
Res. 270
26-0

17-0212 Accepting Grant from Institute for Police, Mental Health & Community Collaboration for Development of Crisis Intervention Team in Monroe County

Public Safety Committee; July 24, 2017 – CV: 9-0

Ways and Means Committee; July 25, 2017 – CV: 11-0

17. Mieczka & Drawe
Intro. 328
Res. 271
26-0

17-0213 Accepting Grant from United States Department of Justice, United States Attorney, for Organized Crime Drug Enforcement Task Forces State or Local Overtime and Authorized Expense/Strategic Initiative Program

Public Safety Committee; July 24, 2017 – CV: 9-0

Ways and Means Committee; July 25, 2017 – CV: 11-0

18. Zale, Mieczka & Drawe
Intro. 329
Res. 272
26-0

17-0214 Authorizing Intermunicipal Agreement with Rush-Henrietta Central School District for Purchase of Fuel for Vehicles of Monroe County Sheriff’s Office

Intergovernmental Relations Committee; July 25, 2017 – CV: 5-0

Public Safety Committee; July 24, 2017 – CV: 9-0

Ways and Means Committee; July 25, 2017 – CV: 11-0

19. Howland & Drawe
Intro. 330
Res. 273
26-0

17-0215 Authorizing Term Contract with EFPR Group, CPA’s, PLLC for Professional Auditing Services Relating to Department of Transportation Consultant Agreements

Transportation Committee; July 25, 2017 – CV: 6-0

Ways and Means Committee; July 25, 2017 – CV: 11-0

20. Taylor & Drawe
Intro. 331
Res. 274
26-0

17-0216 Amending Resolution 215 of 2015 to Accept Additional Funding from New York State Department of Health for Drinking Water Enhancement Program

Human Services Committee; July 25, 2017 – CV: 8-0

Ways and Means Committee; July 25, 2017 – CV: 11-0

(Note: Legislator Mieczka left the Chambers and did not vote on the following referrals.)
21. Taylor &
   Drawe
   Intro. 332
   Res. 275
   25-0

   17-0217 Authorizing Contract with Catholic Diocese of Rochester to Provide Religious
   Services for Residents of Monroe Community Hospital
   Human Services Committee; July 25, 2017 – CV: 6-2
   Ways and Means Committee; July 25, 2017 – CV: 11-0

22. Taylor &
   Drawe
   Intro. 333
   Res. 276
   25-0

   17-0218 Accepting Grant from New York State Office for the Aging to Pilot Aging
   Mastery Program
   Human Services Committee; July 25, 2017 – CV: 8-0
   Ways and Means Committee; July 25, 2017 – CV: 10-1

23. Drawe &
    Hebert
    Intro. 334
    Res. 277
    25-0

   17-0219 Authorizing Contract with Roy Tetsworth, Inc. for Provision of Auctioneer
   Services
   Ways and Means Committee; July 25, 2017 – CV: 11-0

24. Drawe &
    Hebert
    Intro. 335
    Res. 278
    25-0

   17-0222 Authorizing Sale of County Owned Tax Foreclosure Property Located at 8470
   Ridge Road in Town of Clarkson
   Ways and Means Committee; July 25, 2017 – CV: 11-0

25. Drawe &
    Hebert
    Intro. 336
    Res. 279
    25-0

   17-0223 Authorizing Sale of County Owned Tax Foreclosure Property Located in Monroe
   County
   Ways and Means Committee; July 25, 2017 – CV: 11-0

26. Conley &
    Taylor
    Intro. 337
    Res. 280
    25-0

   17-0224 Confirming Appointment to Monroe County Board of Health
   Agenda/Charter Committee; July 24, 2017 – CV: 5-0
   Human Services Committee; July 25, 2017 – CV: 8-0

27. Drawe &
    Hebert
    Intro. 338
    Res. 281
    25-0

   17-0225 Extension of Additional One Percent Tax on Sales and Uses of Tangible Personal
   Property and of Certain Services, and on Occupancy of Hotel Rooms and Amusement
   Charges, Pursuant to Article 29 of the Tax Law of the State of New York; Amending
   Resolution No. 265 of 1965, as Last Amended by Resolution No. 227 of 2015
   Ways and Means Committee; July 25, 2017 – CV: 11-0

28. Brew &
    Drawe
    Intro. 339
    Res. 282
    25-0

   17-0226 Amending Resolution 153 of 2017 to Incorporate by Reference and Adopt a
   Resolution Required by the New York State Comptroller for the Grant Agreement
   with the State of New York to Accept Financial Assistance for the Upstate Airport
   Economic Development and Revitalization (Airport Revitalization and
   Redevelopment) Project at the Greater Rochester International Airport
   Environment and Public Works Committee; July 24, 2017 – CV: 6-0
   Ways and Means Committee; July 25, 2017 – CV: 11-0

29. Drawe &
    Hebert
    Intro. 340
    Res. 283
    25-0

   17-0227 Amending List of Delinquent Taxes and Properties Attached with Resolution 146 of
   2017 to Remove Three Properties from the Proposed In Rem Tax Foreclosure Action
   No. 142 City of Rochester and Towns of Brighton, et al.
   Ways and Means Committee; July 25, 2017 – CV: 11-0
Matters of Urgency

31. Marianetti & Rockow
    Intro. 341
    Local Law TBA
    24-1
    17-0230.LL A Local Law Relating to Lake Ontario and Connected Waterways Assessment
    Relief Act in Monroe County
    Matter of Urgency
    (Legislator Wilcox voted in the Negative.)

32. Terp & Drawe
    Intro. 342
    Res. 284
    25-0
    17-0231 Authorizing Conveyance of Permanent Easement on Monroe County Controlled Property, at Seneca Park, to Rochester Gas and Electric Corporation for Underground Transmission and/or Distribution of Electricity and all Necessary Appurtenances and Fixtures
    Matter of Urgency

33. Zale & Drawe
    Intro. 343
    Res. 285
    25-0
    17-0232 Authorizing Intermunicipal Agreement with City of Rochester for Limited Access to Monroe County Electronic Pistol Permit Records System
    Matter of Urgency

UNFINISHED BUSINESS

Note

Upon Motion by Legislator Marianetti, the Legislature Adjourned at 7:16 P.M. until Tuesday, September 12, 2017 at 6:00 P.M.

DIANA M. CHRISTODARO
Clerk of the Legislature