NINETEENTH DAY

TUESDAY, SEPTEMBER 8, 2020

Legislature met pursuant to adjournment.

President Dr. Joe Carbone in the Chair.

ROLL CALL


Absent – Legislators Allkofer, Hebert – 2

* Legislator Participated in the Meeting via Teleconference in Accordance with Executive Order 202.1 and 202.60, issued by Governor Andrew M. Cuomo.

SUSPENSION OF THE RULES

Intro. 328
M. 85
27-0

Brew & Zale

Motion to Suspend the Rules of the Monroe County Legislature as follows:

PROVIDING THAT RULES OF THE MONROE COUNTY LEGISLATURE BE SUSPENDED AND MODIFIED FOR THE REGULAR MEETING ON SEPTEMBER 8, 2020

Be It Moved, that Article II, Section 545-6 of the Rules of the Monroe County Legislature, be, and hereby is suspended and modified by prohibiting public in-person access to the Regular Meeting in favor of video viewing or listening to, and recording and later transcription of such proceeding.

MOMENT OF PRAYER

The meeting formally opened. Prayer led by Reverend Nicholas Russo, of Walker Baptist Church, at the invitation of Legislator Smith. The Pledge of Allegiance to the Flag was led by Legislator Kathleen A. Taylor.

(Note: Legislator Allkofer joined the meeting via teleconference and was present through adjournment.)

APPROVAL OF MINUTES

Without objection, the Journals of Day 17, August 11, 2020, and Day 18, August 25, 2020, were approved as submitted.

(Note: President Carbone stated the meeting had been closed to the public and all Legislators are participating via video or teleconference in accordance with Executive Order 202.1 and 202.60. President Carbone also noted that keeping with the Legislature’s tradition of openness, the meeting is being live-stream on YouTube through the Legislature’s official channel.)

(Note: President Carbone wished Legislator Frank X. Allkofer a happy birthday.)
PETITIONS AND COMMUNICATIONS

None

PROCLAMATIONS

None

FORMAL COMMITTEE REPORTS

None

PUBLIC FORUM

An Open Forum was conducted. The comments of two pre-registered participants were read and the Open Forum concluded at 6:14 P.M.

LOCAL LAWS

1. Brew &
   Zale
   Intro. 329
   M. 86
   28-0

Motion to Discharge
Providing that File Nos. 20-0249, 20-0259 through 20-0277 and 20-0281 through 20-0283 be Discharged from the Agenda/Charter, Public Safety, Human Services, Intergovernmental Relations, Environment and Public Works, Ways and Means Committees, and Committee of the Whole

2. Taylor &
   Delehanty
   Intro. 330

20-0249.I.L Enact a Local Law Amending the Monroe County Charter to Create a Department of Diversity, Equity and Inclusion
For Introductory Purposes Only

3. Brew &
   Zale
   Delehanty
   Maffucci
   Intro. 331
   M. 87
   28-0

20-0249.I.L Providing that Local Law (Intro. No. 330 of 2020), Entitled "Enact a Local Law Amending the Monroe County Charter to Create a Department of Diversity, Equity and Inclusion," be Amended

4. Taylor &
   Delehanty
   Intro. 332
   M. 88
   28-0

20-0249.I.L Providing that Local Law (Intro. No. 330 of 2020), Entitled "Enact a Local Law Amending the Monroe County Charter to Create a Department of Diversity, Equity and Inclusion," be Tabled

5. Taylor &
   Delehanty
   Intro. 339
   Res. 235
   28-0

20-0249.I.L Fixing Public Hearing on Local Law (Intro. No. 330 of 2020), Entitled "Enacting Local Law Amending the Monroe County Charter to Create a Department of Diversity, Equity and Inclusion"
Public Hearing Scheduled for Tuesday, October 13, 2020 at 6:15 p.m.
MOTIONS, RESOLUTIONS AND NOTICES

6. Felder & Boyce
   Baynes
   Intro. 334
   Res. 236
   28-0

   20-0259 Authorizing Creation of Advisory Committee to Facilitate Renaming of Greater Rochester International Airport as "Frederick Douglass - Greater Rochester International Airport"

7. Boyce & Delehanty
    Intro. 335
    Res. 237
    28-0

   20-0260 Accepting Grant from New York State Governor's Traffic Safety Committee for Police Traffic Services Program

8. Boyce & Terp
    Intro. 336
    Res. 238
    28-0

   20-0261 Authorizing Monroe County Sheriff to Establish and Operate a Work Release Program at Monroe Correctional Facility and Monroe County Jail

9. Boyce & Delehanty
    Intro. 337
    Res. 239
    28-0

   20-0262 Authorizing Contract with WellNow Urgent Care, P.C. for Occupational Health Services for Sheriff's Office

10. Boyce & Allkofer Delehanty
    Intro. 338
    Res. 240
    28-0

   20-0263 Authorizing Intermunicipal Agreement with Monroe #1 Board of Cooperative Educational Services for Monroe County Sheriff's Office School Resource Program

11. Boyce & Allkofer Delehanty
    Intro. 339
    Res. 241
    28-0

   20-0264 Authorizing Intermunicipal Agreement with Town of Henrietta for Additional Deputy Coverage for Selected Targeted Traffic Enforcement, Locations to be Determined by Town of Henrietta Town Supervisor

12. Boyce & Delehanty
    Intro. 340
    Res. 242
    28-0

   20-0265 Authorizing Creation of Fourteen New Positions in Public Defender's Office as Part of Year 2 Funding of Statewide Expansion of Hurrell-Harring Project Grant

13. Zale & Delehanty
    Intro. 341
    Res. 243
    28-0

   20-0266 Authorizing Contract with Catholic Diocese of Rochester to Provide Religious Services for Residents of Monroe Community Hospital

14. Zale & Delehanty
    Intro. 342
    Res. 244
    28-0

   20-0267 Amending Resolution 314 of 2017 to Accept Additional Funding from New York State Department of Health and Extending Time Period for Nutrition Programs
15. Zale & Delehanty
Intro. 343
Res. 245
28-0
Accepting Grant from Health Research, Inc. for Overdose Data to Action Program

16. Zale & Delehanty
Intro. 344
Res. 246
28-0

17. Delehanty & Zale
Intro. 345
Res. 247
28-0
Authorizing Contract with Roy Teitsworth, Inc. for Provision of Auctioneer Services

18. Delehanty & Zale
Intro. 346
Res. 248
28-0
Authorizing Sale of County Owned Tax Foreclosure Property Located at 16 Taft Avenue in Town of Irondequoit

19. Delehanty & Zale
Intro. 347
Res. 249
28-0
Directing Correction, Cancellation and Levy of Certain Monroe County Taxes in the Town of Irondequoit

20. Boyce & Delehanty
Intro. 348
Res. 250
28-0
Authorizing Creation of Four New Positions in Conflict Defender's Office as Part of Year 2 of Statewide Expansion of the Hurrell-Harring Project Grant

21. Delehanty & Zale
Intro. 349
Res. 251
28-0
Amending Resolution 265 of 1965 to Extend Expiration Date of Additional 1% Sales Tax Rate and Providing for its Distribution

22. Delehanty & Zale
Intro. 350
Res. 252
28-0
Authorizing Settlement of Lawsuit in U.S. District Court for Western District of New York, Case Number 15-cv-6310

23. Delehanty & Zale
Intro. 351
Intro. 352
M. 89
28-0
Authorizing Contract with Brown & Brown of New York, Inc. to Act as Insurance Broker of Record for County of Monroe

Flagler-Mitchell/Baynes (Motion to Table)
PROVIDING THAT INTRO. NO. 351 OF 2020 BE TABLED
Be It Moved, that Intro. No. 351 of 2020 be, and hereby is, tabled.
24. Boyce & Delehanty
   Intro. 353
   Res. 253
   28-0

   Accepting Grant from the New York State Division of Criminal Justice Services for District Attorney's Office, Office of the Sheriff, and Department of Public Safety, Office of Probation and Community Corrections, for the Gun Involved Violence Elimination Partnership

25. Boyce & Delehanty
   Intro. 354
   Res. 254
   28-0

   Amending Resolution 405 of 2017, as Amended by Resolution 88 of 2020, to Increase Contract with PrimeCare Medical of New York, Inc.

26. Boyce & Allkofer
   Delehanty
   Intro. 355
   Res. 255
   28-0

   Authorizing Intermunicipal Agreement with Churchville-Chili Central School District for Reimbursement to Monroe County Sheriff's Office School Resource Program

27. Flagler-Mitchell & Keophetlasy
    Intro. 356

    Amending Article VII of the Rules of the Monroe County Legislature to Allow for Establishment and Funding of Independent Caucuses

    Intro. 357
    M. 90
    3-19F

    PROVIDING THAT INTRO. NO. 356 OF 2020 BE TABLED

    Be It Moved, that Intro. No. 356 of 2020 be, and hereby is, tabled.

    (Legislators Roman, Wilcox and Yudelson voted in the positive.)

    (Legislators Barnhart, Bauroth, Hasman, Maffucci, and Morelle, Jr. abstained from voting.)

    Intro. 358
    M. 91
    19-9

    PROVIDING THAT THE PREVIOUS QUESTION BE MOVED

    Be It Moved, that by two-thirds voting strength of those Legislators present, the question be, and hereby is moved on Intro. No. 356 of 2020.

    (Legislators Barnhart, Bauroth, Baynes, Hasman, Maffucci, Morelle, Jr., Roman, Wilcox, and Yudelson voted in the negative.)

    Intro. 356
    Res. 256
    19-9

    Main Motion

    (Legislators Barnhart, Bauroth, Baynes, Hasman, Maffucci, Morelle, Jr., Roman, Wilcox, and Yudelson voted in the negative)

28. Delehanty & LaMar
    Intro. 359

    Amending 2020 Monroe County Budget and Resolution 399 of 2019 to Authorize Expansion of Forensic Intervention Team (FIT) Program by Increasing and Amending Contracts for Provision of Mental Health, Developmental Disabilities, and Alcoholism and Substance Abuse Services in 2020 for Monroe County Office of Mental Health

    Intro. 360
    M. 92
    28-0

    Brew/Zale/Morelle, Jr. (Motion to Amend)

    BE IT MOVED, that Resolution (Intro. No. 359 of 2020), be amended as follows:

    Section 3.  Section 1 of Resolution 399 of 2019 is amended as follows:

    The County Executive, or her designee, is hereby authorized to execute contracts, and any amendments thereto, with the subcontractors listed in Attachment A, and any other subcontractors as necessary, to provide mental health, developmental disability, and alcoholism and substance abuse services for Monroe County residents, in an amount not to exceed $38,731,545 [$39,731,545], for the period of January 1, 2020 through December 31, 2020.
[Section 5. The County Executive, or his designee, is hereby authorized to enter into an intermunicipal agreement, and any amendment thereto, with the City of Rochester to accept $300,000 to provide additional support for the Monroe County Forensic Intervention Team’s Collaboration with the City of Rochester Police Department.]

[Section 6. The 2020 operating budget of the Department of Human Services, Office of Mental Health is hereby amended by appropriating the sum of $300,000 into general fund 9001, funds center 5702010000, Mental Health Services.]

[Section 7. Section 1 of Resolution 399 of 2019 is further amended as follows:

The County Executive, or his designee, is hereby authorized to execute contracts, and any amendments thereto, with the agencies listed in Attachment A, and any other agencies as necessary, to provide mental health, developmental disability, and alcoholism and substance abuse services for Monroe County residents and individuals in need of emergency services in Monroe County, in an amount not to exceed $39,831,545 $40,131,545, for the period of January 1, 2020 through December 31, 2020.]

Section [48] [48]. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Added language is underlined
Added language by this motion is [bracketed], bold and underlined
Deleted language is stricken
Deleted language by this motion is [bracketed], bold and stricken