TWENTY-FIFTH DAY

TUESDAY, December 8, 2020

Legislature met pursuant to adjournment.

President Dr. Joe Carbone in the Chair.

ROLL CALL


* Legislator Participated in the Meeting via Teleconference in Accordance with Executive Order 202.1 and 202.72, issued by Governor Andrew M. Cuomo.

SUSPENSION OF THE RULES

Intro. 427
M. 112
29-0

Brew & DiFlorio

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 DECEMBER 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 Pastor James Cooper. The Pledge of Allegiance to the Flag was led by Legislator Frank Keophetlasy.

APPROVAL OF MINUTES

Without objection, the Journal of Day 24, November 10, 2020, was 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 202.79. 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.)

PETITIONS AND COMMUNICATIONS

None
PROCLAMATIONS

None

RECESS

President Carbone recessed the meeting to allow for a series of Public Hearings entitled…

“Establishing Scale of Charges for the Gates-Chili-Ogden Sewer District, County Sewer District for the County of Monroe, New York”

“Establishing Scale of Charges for the Irondequoit Bay South Central Pure Waters District, County Sewer District for the County of Monroe, New York”

“Establishing Scale of Charges for the Northwest Quadrant Pure Waters District, County Sewer District for the County of Monroe, New York”

“Establishing Scale of Charges for the Rochester Pure Waters District County, Sewer District for the County of Monroe, New York”

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

RECONVENING LEGISLATURE

President Carbone reconvened the recessed meeting of December 8, 2020 and proceeded under the Usual Order of Business.

FORMAL COMMITTEE REPORTS

None

PUBLIC FORUM

An Open Forum was conducted. The comments of thirty-four pre-registered participant were read and the Open Forum concluded at 7:14 P.M.

RECESS

President Carbone recessed the meeting to allow for a Public Hearing entitled…

“Enacting a Local Law Authorizing a Lease by Negotiation with Federal Express Corporation for Real Property at the Greater Rochester International Airport”

No speakers addressed the Legislature and the Public Hearings concluded at 7:16 P.M.

RECONVENING LEGISLATURE

President Carbone reconvened the recessed meeting of December 8, 2020 and proceeded under the Usual Order of Business.

RECESS

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

President Carbone reconvened the recessed meeting of December 8, 2020 and proceeded under the Usual Order of Business.

CONSIDERATION OF LOCAL LAWS

1. Taylor & Delehanty
   Intro. 428
   M. 113
   29-0
   20-0285.LL Providing that Local Law (Intro. No. 368 of 2020), Entitled "Amending Monroe County Charter Relating to Term of Office of Members of County Legislature" Be Lifted for the Table

2. Taylor & Delehanty
   Intro. 429
   M. 114
   20-9
   Intro. 368
   Local Law TBD
   20-9
   20-0285.LL Providing that Local Law (Intro. No. 368 of 2020), Entitled "Amending Monroe County Charter Relating to Term of Office of Members of County Legislature" Be Adopted (Legislators Barnhart, Bauroth, Baynes, Hasman, Maffucci, Morelle, Roman, Wilcox, and Yudelson Voted in the Negative)

3. Taylor & Dondorfer Delehanty
   Intro. 430
   M. 115
   29-0
   20-0311.LL Providing that Local Law (Intro No. 396 of 2020) Entitled "Enacting a Local Law Authorizing a Lease by Negotiation with Federal Express Corporation for Real Property at the Greater Rochester International Airport," Be Lifted from the Table

4. Taylor & Dondorfer Delehanty
   Intro. 431
   M. 116
   29-0
   Intro. 396
   Local Law TBD
   29-0
   20-0311.LL Providing that Local Law (Intro No. 396 of 2020) Entitled "Enacting a Local Law Authorizing a Lease by Negotiation with Federal Express Corporation for Real Property at the Greater Rochester International Airport," Be Adopted

MOTIONS, RESOLUTIONS AND NOTICES

5. Delehanty & Hebert
   Intro. 432
   M. 117
   29-0
   20-0337 Providing that Resolution (Intro No. 424 of 2020), Entitled "Confirming and Adopting Assessment Rolls of Pure Waters Districts for 2021," Be Lifted from the Table

6. Delehanty & Hebert
   Intro. 433
   M. 118
   29-0
   20-0337 Providing that Resolution (Intro No. 424 of 2020), Entitled "Confirming and Adopting Assessment Rolls of Pure Waters Districts for 2021," Be Adopted
<table>
<thead>
<tr>
<th>No.</th>
<th>Sponsor(s)</th>
<th>Description</th>
<th>Vote(s)</th>
<th>Committee(s)</th>
<th>Date(s)</th>
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<tbody>
<tr>
<td>7</td>
<td>Allkofer &amp; Boyce</td>
<td>Confirming Appointment and Reappointments to Monroe County Library System Board of Trustees</td>
<td>29-0</td>
<td>-</td>
<td>December 8, 2020</td>
</tr>
<tr>
<td>8</td>
<td>Boyce &amp; Delehanty</td>
<td>Accepting Grant from United States Department of Justice Drug Enforcement Administration for Drug Enforcement Administration Task Force Public Safety Committee; November 23, 2020 - CV: 9-0 Ways and Means Committee; December 3, 2020 - CV: 11-0</td>
<td>29-0</td>
<td>Intro. 434 Res. 303</td>
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<tr>
<td>9</td>
<td>Boyce &amp; Ancello Delehanty</td>
<td>Accepting Grant from New York State Division of Homeland Security and Emergency Services for Operation Stonegarden Program and Authorizing Intermunicipal Agreements with Towns of Greece, Irondequoit, and Webster Intergovernmental Relations Committee; November 25, 2020 - CV: 5-0 Ways and Means Committee; December 3, 2020 - CV: 11-0</td>
<td>29-0</td>
<td>Intro. 435 Res. 304</td>
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<tr>
<td>10</td>
<td>Boyce &amp; Delehanty</td>
<td>Accepting Grant from New York State Division of Homeland Security and Emergency Services for Targeted Violence and Terrorism Prevention Grant Program Intergovernmental Relations Committee; November 25, 2020 - CV: 5-0 Ways and Means Committee; December 3, 2020 - CV: 11-0</td>
<td>29-0</td>
<td>Intro. 437 Res. 306</td>
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<td>11</td>
<td>Boyce &amp; Delehanty</td>
<td>Accepting Grant from New York State Office of Indigent Legal Services for Third Counsel at First Appearance Program in the Office of Public Defender Ways and Means Committee; December 3, 2020 - CV: 11-0</td>
<td>29-0</td>
<td>Intro. 438 Res. 307</td>
<td></td>
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<tr>
<td>12</td>
<td>Boyce &amp; Ancello Delehanty</td>
<td>Accepting Grant from New York State STOP-DWI Foundation, Inc. for DWI Crackdown Weekend Enforcement and Authorizing Intermunicipal Agreements with Eight Municipalities Intergovernmental Relations Committee; November 25, 2020 - CV: 5-0 Ways and Means Committee; December 3, 2020 - CV: 11-0</td>
<td>29-0</td>
<td>Intro. 439 Res. 308</td>
<td></td>
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<tr>
<td>13</td>
<td>Boyce &amp; Ancello</td>
<td>Authorizing Intermunicipal Agreement with Orleans County for the Location and Operation of Interoperable Communications Equipment Intergovernmental Relations Committee; November 25, 2020 - CV: 5-0</td>
<td>29-0</td>
<td>Intro. 440 Res. 308</td>
<td></td>
</tr>
<tr>
<td>14</td>
<td>Allkofer &amp; Delehanty</td>
<td>Providing that File No. 20-0352 be Discharged from the Recreation and Education and Ways and Means Committees</td>
<td>29-0</td>
<td>Intro. 441 M. 119</td>
<td></td>
</tr>
</tbody>
</table>
15. Allkofer & Delehanty
Intro. 442
Res. 310
20-0352
Amending Resolution 405 of 2019 to Extend the License and Operating Agreement with the Seneca Park Zoo Society, Inc.
For Introductory Purposes Only

16. Allkofer & Delehanty
Intro. 443
M. 120
29-0
20-0352
Providing that Resolution entitled "Amending Resolution 405 of 2019 to Extend the License and Operating Agreement with the Seneca Park Zoo Society, Inc.," be Amended

17. Allkofer & Delehanty
Intro. 442
Res. 310
20-0352
Providing that Resolution entitled "Amending Resolution 405 of 2019 to Extend the License and Operating Agreement with the Seneca Park Zoo Society, Inc.," be Adopted as Amended

18. Allkofer & Delehanty
Intro. 444
Res. 311
29-0
20-0353
Accepting Grant from New York State Office of Parks, Recreation and Historic Preservation for Snowmobile Trail Development and Maintenance Program and Authorizing Contracts with Hilton Sno-Flyers, Inc., Webster Ridge Runners, Snowmobile Club, Inc., Salmon Creek Snowmobile Club, Inc., and Hill and Gully Riders, Inc. for Repair and Maintenance of Trails
Recreation and Education Committee; November 23, 2020 - CV: 5-0
Ways and Means Committee; December 3, 2020 - CV: 11-0

19. Allkofer & Delehanty
Intro. 445
Res. 312
29-0
20-0354
Authorizing the Acceptance of Donation of Property Located at Clover Street in Town of Pittsford
Recreation and Education Committee; November 23, 2020 - CV: 5-0
Ways and Means Committee; December 3, 2020 - CV: 11-0

20. Allkofer & Delehanty
Intro. 446
Res. 313
29-0
20-0355
Amending Resolution 144 of 2011 to Extend License Agreement with The Lilac Festival, Inc. to Produce the Lilac Festival in Highland Park
Recreation and Education Committee; November 23, 2020 - CV: 5-0
Ways and Means Committee; December 3, 2020 - CV: 11-0

21. Taylor & Smith
Intro. 447
Res. 314
29-0
20-0356
Confirming Appointments to Monroe County Board of Health
Agenda/ Charter Committee; November 23, 2020 - CV: 5-0
Human Services Committee; November 24, 2020 - CV: 9-0

22. Smith & Delehanty
Intro. 448
Res. 315
29-0
20-0362
Amending Resolution 111 of 2016 to Increase Contract with URMC Labs, a Division of University of Rochester, for Laboratory Services at Monroe Community Hospital
Human Services Committee; November 24, 2020 - CV: 9-0
Ways and Means Committee; December 3, 2020 - CV: 11-0

23. Smith & Delehanty
Intro. 449
Res. 316
29-0
20-0369
Accepting Grants from New York State Office for the Aging for Coronavirus Preparedness and Response Supplemental Appropriations Act and Amending Resolution 186 of 2020 for Authorization to Contract for Monroe County Office for the Aging Programs in 2020-2021
Human Services Committee; November 24, 2020 - CV: 9-0
Ways and Means Committee; December 3, 2020 - CV: 11-0
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<tbody>
<tr>
<td>24.</td>
<td>Smith &amp; Delehanty</td>
<td>20-0370</td>
</tr>
<tr>
<td>Intro. 450</td>
<td>Accepting Grant from New York State Office for the Aging and Authorizing a Contract with Lifespan of Greater Rochester, Inc. for Lifespan Respite Care Program Human Services Committee; November 24, 2020 - CV: 9-0 Ways and Means Committee; December 3, 2020 - CV: 11-0</td>
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<td>Res. 317</td>
<td>29-0</td>
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<td>25.</td>
<td>Smith &amp; Delehanty</td>
<td>20-0372</td>
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<tr>
<td>Intro. 451</td>
<td>Amending Resolution 109 of 2019 Authorizing Contracts for Preschool Special Education Program Human Services Committee; November 24, 2020 - CV: 9-0 Ways and Means Committee; December 3, 2020 - CV: 11-0</td>
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<tr>
<td>Res. 318</td>
<td>29-0</td>
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<td>26.</td>
<td>Smith &amp; Delehanty</td>
<td>20-0373</td>
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<tr>
<td>Intro. 452</td>
<td>Amending Resolution 203 of 2020 Amending, Increasing and Extending Contract with Reliant Staffing Systems, Inc., D.B.A. Career Start to Provide Nursing Services for Monroe County Department of Public Health in Response to COVID-19 Human Services Committee; November 24, 2020 - CV: 9-0 Ways and Means Committee; December 3, 2020 - CV: 11-0</td>
<td></td>
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<tr>
<td>Res. 319</td>
<td>29-0</td>
<td></td>
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<tr>
<td>27.</td>
<td>Dondorfer &amp; Delehanty</td>
<td>20-0374</td>
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<td>Res. 320</td>
<td>29-0</td>
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<td>28.</td>
<td>Dondorfer &amp; Delehanty</td>
<td>20-0376</td>
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<tr>
<td>Res. 321</td>
<td>29-0</td>
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<td>29.</td>
<td>Dondorfer &amp; Delehanty</td>
<td>20-0377</td>
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<tr>
<td>Intro. 455</td>
<td>Authorizing Contracts with Atlantic Testing Laboratories, Ltd. and Terracon Consultants - NY, Inc. for Material Testing Term Services Environmental and Public Works Committee; November 25, 2020 - CV: 7-0 Ways &amp; Means Committee; December 3, 2020 - CV: 11-0</td>
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<tr>
<td>Res. 322</td>
<td>29-0</td>
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<td>30.</td>
<td>Dondorfer &amp; Delehanty</td>
<td>20-0379</td>
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<tr>
<td>Intro. 456</td>
<td>Authorizing Contract with Paradigm Environmental Services, Inc. For Professional Environmental Testing Term Services Environmental and Public Works Committee; November 25, 2020 - CV: 7-0 Ways &amp; Means Committee; December 3, 2020 - CV: 11-0</td>
<td></td>
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<tr>
<td>Res. 323</td>
<td>29-0</td>
<td></td>
</tr>
<tr>
<td>31.</td>
<td>Dondorfer &amp; Ancello</td>
<td>20-0397</td>
</tr>
<tr>
<td>Intro. 457</td>
<td>Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for Sale of County Owned Tax Foreclosure Property Located at Picture Parkway in the Town of Webster Environmental and Public Works Committee; November 25, 2020 - CV: 7-0</td>
<td></td>
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<tr>
<td>Res. 324</td>
<td>29-0</td>
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<tr>
<td>32.</td>
<td>Delehanty &amp; Hebert</td>
<td>20-0398</td>
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<tr>
<td>Intro. 458</td>
<td>Authorizing Sale of County Owned Tax Foreclosure Property Located at Picture Parkway in Town of Webster Ways &amp; Means Committee; December 3, 2020 - CV: 11-0</td>
<td></td>
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<tr>
<td>Res. 325</td>
<td>29-0</td>
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<tr>
<td>Res. No.</td>
<td>Sponsor</td>
<td>Title</td>
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<tr>
<td>33.</td>
<td>Dondorfer &amp; Ancello</td>
<td>Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for Sale of County Owned Tax Foreclosure Property Located on State Street in the Town of Wheatland</td>
</tr>
<tr>
<td>34.</td>
<td>Delehanty &amp; Hebert</td>
<td>Authorizing Sale of County Owned Tax Foreclosure Property Located on State Street in the Town of Wheatland</td>
</tr>
<tr>
<td>35.</td>
<td>Delehanty &amp; Hebert</td>
<td>Directing Correction, Cancellation and Levy of Certain Monroe County Taxes in the Town of Henrietta</td>
</tr>
<tr>
<td>36.</td>
<td>Wilt &amp; Delehanty</td>
<td>Authorizing Contract with Monroe Community College for Development, Implementation, and Management of MPower Healthcare Program</td>
</tr>
<tr>
<td>37.</td>
<td>Dondorfer &amp; Ancello</td>
<td>Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for Greater Rochester International Airport, Off-Airport Tree Obstruction Removal, Runway 10-28</td>
</tr>
<tr>
<td>38.</td>
<td>Dondorfer &amp; Ancello</td>
<td>Classification of Action, Designation of Lead Agency, and Determination of Significance, Pursuant to State Environmental Quality Review Act (SEQRA) for Salt Road Phase Rehabilitation Project</td>
</tr>
<tr>
<td>39.</td>
<td>Dondorfer &amp; Ancello</td>
<td>Classification of Action, Designation Lead Agency, and Determination of Significance, Pursuant to State Environmental Quality Review Act (SEQRA) for Lake Road Phase II Highway Rehabilitation Project</td>
</tr>
<tr>
<td>40.</td>
<td>Smith &amp; Delehanty</td>
<td>Accepting Grant from Regents of the University of New Mexico on behalf of the UNM Health Sciences Center for Participation in Federal Agency for Healthcare Research and Quality Project Extension for Community Healthcare Outcomes, to Advance Improvements in COVID-19 Preparedness, Safety, and Infection Control at Monroe Community Hospital</td>
</tr>
<tr>
<td>41.</td>
<td>Smith &amp; Delehanty</td>
<td>Accepting Grant from the CARES Act Provider Relief Fund - HHS Stimulus, COVID Infection/Mortality Rate Incentive Program Distribution, to Support Safeguarding Residents from Perils of Coronavirus Pandemic at Monroe Community Hospital</td>
</tr>
</tbody>
</table>
Res. 334
29-0

29-0

Res. 335

Res. 336

Res. 337

Res. 338

Res. 339

Res. 340

Res. 341

Res. 342

20-0408

Approving Agreement Between Monroe County Executive and Civil Service Employees Association - Local 828, Unit 7400

Ways & Means Committee; December 3, 2020 - CV: 11-0

11-0

20-0409

Approving Agreement Between Monroe County Executive and Civil Service Employees Association, Part-Time Unit 7401

Ways & Means Committee; December 3, 2020 - CV: 11-0

11-0

20-0410

Mortgage Tax Distribution

Ways & Means Committee; December 3, 2020 - CV: 11-0

11-0

20-0411

Confirming Scale of Charges for Each of the Monroe County Pure Waters Districts for 2021

Matter of Urgency

20-0412

Authorizing Various Budget Appropriation Transfers Related to the 2020 Operating Budget

Matter of Urgency

20-0413

2020 Equalization Table - Real and Franchise Property and Ratios of Assessed Value to Full Value

Matter of Urgency

20-0414

Unpaid School Taxes

Matter of Urgency

20-0415

Authorizing Director of Finance to Make Refunds or Corrections of Taxes for Year 2021

Matter of Urgency
50. Delehanty & Hebert 20-0416 Delinquent Water and Sewer Taxes
Intro. 476  
Res. 343  
29-0  
Matter of Urgency

51. Delehanty & Hebert 20-0415 Levying Taxes and Assessments Requested for Purposes of Annual Budgets of Towns of Monroe County for Year 2021
Intro. 477  
Res. 344  
29-0  
Matter of Urgency

52. Delehanty & Hebert 20-0336 Providing that Resolution (Intro No. 421 of 2020) Entitled "Adoption of 2021 Monroe County Budget and Establishing 2021 Classification, Compensation and Salary Schedule for Monroe County Employees" Be Lifted from the Table
Intro. 478  
M. 121  
29-0

_______

RECESS

President Carbone declared a brief recess.

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RECONVENING LEGISLATURE

President Carbone reconvened the recessed meeting of December 8, 2020 and proceeded under the Usual Order of Business.

_______

53. Delehanty & Hebert 20-0336 Providing that Resolution (Intro No. 421 of 2020) Entitled "Adoption of 2021 Monroe County Budget and Establishing 2021 Classification, Compensation and Salary Schedule for Monroe County Employees" Be Adopted
Morelle Intro. 479  
M. 122

Intro 480  
M. 123  
20-0336 Brew & DiFlorio (Amendment 1)
Motion to Amend Intro. 421 as follows:

PROVIDING THAT INTRO. NO. 421 OF 2020 BE AMENDED

Be It Moved, that Intro. No. 421 of 2020, be amended as follows:

Section 1. Appropriations are decreased by a total of $50,000 across various departments, general fund 9001, various funds centers as attached, account 504005, Travel, as detailed in the attached Schedule A.

Section 2. Appropriations are decreased by a total of $100,000 across various departments, general fund 9001, various funds centers as attached, account 504505, Cellular Telephone, as detailed in the attached Schedule A.

Section 3. Appropriations are decreased by a total of $1,650,000 across various departments, general fund 9001, various funds centers as attached, account 501000,
Salaries, as detailed in the attached Schedule A.

Section 4. Appropriated Fund Balance is increased by $700,000 in the Department of Finance-Unallocated, general fund 9001, funds center 1209020000, County General, account FBAL, Fund Balance.

Section 5. Appropriations are increased by $2,500,000 in Legislature, general fund 9001, fund center 1001020000, Community Contingency Fund.

(Legislators Barnhart, Bauroth, Baynes, Hasman, Maffucci, Morelle, Roman, Wilcox, and Yudelson Voted in the Negative)

OBJECTED to by the County Executive on December 10, 2020 via file no. 20-0432.

RECONSIDERED and APPROVED by the County Legislature on December 10, 2020 via Motion No. 128 of 2020.

Intro 481 20-0336 Flagler-Mitchell & LaMar (Amendment 2) Motion to Amend Intro. 421 as follows:

PROVIDING THAT INTRO. NO. 421 OF 2020 BE AMENDED

Be It Moved, that Intro. No. 421 of 2020, be amended as follows:

Section 1. The listing of authorized positions for the Board of Election listed on page 705 is hereby amended to read as follows:

<table>
<thead>
<tr>
<th>BOARD OF ELECTIONS</th>
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<tbody>
<tr>
<td>Total</td>
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</table>
PROVIDING THAT THE QUESTION BE CALLED
Be It Moved that the question be, and hereby is called on Motion No. 124 of 2020.

(Legislators Barnhart, Roman and Wilcox Voted in the Negative)

OBJECTED to by the County Executive on December 10, 2020 via file no. 20-0432.

RECONSIDERED and APPROVED by the County Legislature on December 10, 2020
via Motion No. 128 of 2020.

CHANGES made via Motion Nos. 123 and 124 of 2020 were OBJECTED to by
County Executive Adam J. Bello on December 10, 2020 via file no. 20-0432.

The CHANGES that were OBJECTED to by the County Executive were
RECONSIDERED and APPROVED by the County Legislature on December 10,
2020 via Motion Nos. 128 and 129 of 2020.

Note: This resolution became effective immediately upon the adoption of Motion Nos. 128 and 129 of 2020.
RECESS

President Carbone declared a brief recess.

RECONVENING LEGISLATURE

President Carbone reconvened the recessed meeting of December 8, 2020 and notified the Legislature that the County Executive would not be signing the approved budget, and therefore the Legislature would need to adjourn until such time the County Executive acts on the budget.

President Carbone adjourned the Legislature at 11:05 p.m.

Jack Moffitt
Clerk of the Legislature