FIFTH DAY

TUESDAY, March 9, 2021

Legislature met pursuant to adjournment.

President Dr. Joe Carbone in the Chair.

ROLL CALL


Absent – Yudelson – 1

(Note: Legislator Yudelson joined the meeting during the Moment of Prayer and was present through adjournment.)

* Legislator Participated in the Meeting via Teleconference in Accordance with Executive Order 202.1 and 202.94, issued by Governor Andrew M. Cuomo.

SUSPENSION OF THE RULES

Intro. 87 Brew & DiFlorio
M. 26 Motion to Suspend the Rules of the Monroe County Legislature as follows:
28-0

PROVIDING THAT RULES OF THE MONROE COUNTY LEGISLATURE BE SUSPENDED AND MODIFIED FOR THE REGULAR MEETING ON MARCH 9, 2021

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 C. Simmons of Baber African Methodist Episcopal Church, at the invitation of Legislator LaMar. The Pledge of Allegiance to the Flag was led by Legislator Sabrina LaMar.

(Note: Legislator Yudelson joined the meeting and was present through adjournment.)

IN MEMORIAM

35. Brew & Felder
Intro. 88 Expressing Regret of the Monroe County Legislature on the Recent Passing of Patricia K. Maffucci, Sister of Monroe County Legislature Howard Maffucci
Res. 62 Matter of Urgency
29-0
APPROVAL OF MINUTES

Without objection, the Journals of Day 3, February 9, 2021, and Day 4, February 25, 2021 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 202.94. 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.)

MOTIONS, RESOLUTIONS AND NOTICES

(Note: Upon unanimous consent of the Legislature, Item No. 36 was taken out of the regular agenda order.)

36. Allkofer, Hebert & Wilt
Intro. 89
Res. 63
29-0
21-00117 Authorizing Renaming of South Avenue Section of Highland Park in Honor of Gary Beikirch
Matter of Urgency

PETITIONS AND COMMUNICATIONS

None

PROCLAMATIONS

None

FORMAL COMMITTEE REPORTS

None

PUBLIC FORUM

An Open Forum was conducted. The comments of seven pre-registered participants were read and the Open Forum concluded at 6:26 P.M.

MOTIONS, RESOLUTIONS AND NOTICES

1. Dondorfer & Delehanty
Intro. 90
Res. 64
29-0
21-0049 Amending 2021-2026 Capital Improvement Program to Add a Project Entitled “Frontier Field Major League Baseball Requirements”
Committee of the Whole; February 25, 2021- CV: 27-0
2. Dondorfer & Delehanty
   Intro. 91
   M. 65
   29-0

   Resolution Authorizing the Issuance of $1,000,000 Bonds of the County of Monroe, New York, to Finance the Cost of Improvements to Frontier Field in and for Said County, at an Estimated Maximum Cost of $1,000,000

   Committee of the Whole; February 25, 2021 - CV: 27-0

3. Smith & Delehanty
   Intro. 92
   Res. 66
   29-0

   Amending 2021 Monroe County Budget to Eliminate County Food Service Fees During the COVID-19 State of Emergency

   Committee of the Whole; February 25, 2021 - CV: 27-0

4. Felder & Flagler-Mitchell
   LaMar
   Intro. 93

   Dignified Indigent Burial Act

   Committee of the Whole; February 25, 2021 - CV: 27-0

   Roman/Baynes/Maffucci (Motion to Amend)

   PROVIDING THAT RESOLUTION (INTRO. NO. 93 OF 2021), ENTITLED “DIGNIFIED INDIGENT BURIAL ACT,” BE AMENDED

   BE IT MOVED, that Intro No. 93 of 2021, be amended as follows:

   **Section 1.** The Supplemental Funeral Assistance Grant’s maximum allocation amount is hereby increased in an amount not to exceed $2,000 for decedents aged six years or older and $800 for deceased children aged five years or younger.

   **Section 2.** The Supplemental Funeral Assistance Grant shall be available for funerals not to exceed $7,000.

   **Section 3.** Funding for this grant increase is included in the 2021 operating budget of the Department of Human Services, general fund 9001, funds center 5111010000, Family Assistance and 5110010000, Safety Net Assistance.

   **Section 4.** The Monroe County Legislature hereby requests that the County Executive consider including the Supplemental Funeral Assistance Grant in the general tax levy within his proposed 2022 Annual Budget for Monroe County.

   **Section 5.** This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

   Added Language is underlined
   Deleted Language is stricken

   Flagler-Mitchell/Felder/Terp (Motion to Amend the Amendment)

   PROVIDING THAT INTRO. NO. 94 OF 2021 BE AMENDED

   BE IT MOVED, that Intro No. 94 of 2021, be amended as follows:

   **Section 1.** The Supplemental Funeral Assistance Grant’s maximum allocation amount is hereby increased in an amount not to exceed $2,000 for decedents aged six years or older and $1,250 for deceased children aged five years or younger.

   **Section 2.** The Supplemental Funeral Assistance Grant shall be available for funerals not to exceed $7,000 $10,000.
Section 3. Funding for this grant increase is included in the 2021 operating budget of the Department of Human Services, general fund 9001, funds center 511010000, Family Assistance and 5110010000, Safety Net Assistance.

Section 4. The Monroe County Legislature hereby requests that the County Executive consider including the Supplemental Funeral Assistance Grant in the general tax levy within his proposed 2022 Annual Budget for Monroe County.

Section 5 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Added Language is underlined
Deleted Language is stricken

Intro. 94
M. 27
9-20F
Motion to Amend
Legislators Barnhart, Banroth, Baynes, Hasman, Maffucci, Morelle, Jr., Roman, Wilcox and Yudelson Voted in the Positive.)

Intro. 96
M. 29
29-0
Providing that the question be called on Intro. No. 93 of 2021.

Intro. 93
Res. 67
29-0
Main Motion

5. Taylor & Delehanty
Intro. 97
Res. 68
29-0
Designated Official Newspaper for County of Monroe for 2021 Committee of the Whole; February 25, 2021- CV: 27-0

6. Dondorfer & Wilt
Intro. 98
Res. 69
29-0
Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for Acceptance of Two Grants from the Oswego County Soil and Water Conservation District for Water Quality Program and Authorizing Contract with Monroe County Soil and Water Conservation District Committee of the Whole; February 25, 2021- CV: 27-0

7. Dondorfer & Delehanty
Intro. 99
Res. 70
29-0
Accepting Two Grants from the Oswego County Soil and Water Conservation District for Water Quality Program and Authorizing Contract with Monroe County Soil and Water Conservation District Committee of the Whole; February 25, 2021- CV: 27-0

8. Dondorfer, Delehanty
Intro. 100
Res. 71
29-0
Resolution Authorizing the Issuance of $7,100,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Reconstruction and Upgrading of the Second and Third Floors of the Public Safety Building, in and for Said County, as an Estimated Maximum Cost of $7,100,000 and Superseding the Bond Resolution Adopted on December 10, 2019 (Resolution No. 331 of 2019) Committee of the Whole; February 25, 2021- CV: 27-0

9. Boyce & Delehanty
Intro. 101
Res. 72
29-0
Amending Resolution 270 of 2019 as Amended by Resolution 31 of 2020 Authorizing Contract with Securus Technologies, Inc. to Provide Collect Telephone Calls at No Cost to Inmates of the Monroe County Jail and the Andrew P. Meloni S.T.A.R. Academy, Formerly Known as the Monroe Correctional Facility Committee of the Whole; February 25, 2021- CV: 28-0
10. Boyce & Delehanty
   Intro. 102
   Res. 73
   29-0

11. Boyce, Ancello & Delehanty
    Intro. 103
    Res. 74
    29-0
    21-0052 Authorizing Intermunicipal Agreements with Yates and Chautauqua Counties for Reimbursement to Monroe County Sheriff’s Office for Provision of Security and Transportation Services for Inmates of Yates and Chautauqua Counties at Rochester Psychiatric Center Committee of the Whole; February 25, 2021- CV: 28-0

12. Boyce & Delehanty
    Intro. 104
    Res. 75
    29-0
    21-0053 Amending Resolution 352 of 2019 to Accept Additional Funding and Extending Time Period for Aid to Localities Grant from New York State Division of Criminal Justice Services for Offices of District Attorney and Public Defender Committee of the Whole; February 25, 2021- CV: 28-0

13. Boyce & Delehanty
    Intro. 105
    Res. 76
    29-0
    21-0054 Accepting Grant from New York State Office of Indigent Legal Services for Offices of Public Defender and Conflict Defender for Caseload Reduction Committee of the Whole; February 25, 2021- CV: 28-0

14. Boyce & Delehanty
    Intro. 106
    Res. 77
    29-0
    21-0055 Accepting Grant from Transportation Security Administration to Continue Partnership with Monroe County Sheriff’s Office for the National Explosive Detection Canine Team Program Committee of the Whole; February 25, 2021- CV: 28-0

15. Boyce & Dondorfer
    Intro. 107
    Res. 78
    29-0
    21-0056 Adoption of Monroe County Sheriff’s Plan Pursuant to New York State Executive Order 203 Committee of the Whole; February 25, 2021- CV: 28-0

16. Wilt & Delehanty
    Intro. 108
    Res. 79
    29-0
    21-0057 Approving Public Employees Blanket Bond for Genesee/Finger Lakes Regional Planning Council Committee of the Whole; February 25, 2021- CV: 28-0

17. Wilt & Delehanty
    Intro. 109
    Res. 80
    29-0
    21-0058 Authorizing Annual Contribution to Genesee/Finger Lakes Regional Planning Council Committee of the Whole; February 25, 2021- CV: 28-0

18. Wilt & Delehanty
    Intro. 110
    Res. 81
    29-0
    21-0059 Accepting Grant from Genesee Transportation Council for Land Use Project Committee of the Whole; February 25, 2021- CV: 28-0
19. Colby & Delehanty 21-0060 Contract with Keeler Construction Co., Inc. for Construction Services for the 2021 Highway Maintenance Project in the Towns of Greece, Parma, and Irondequoit and the City of Rochester Committee of the Whole; February 25, 2021 - CV: 28-0
Intro. 111 Res. 82 29-0

20. Colby & Delehanty 21-0061 Authorizing Contract with C.P. Ward, Inc. for Construction Services for Elmgrove Road Culvert Project over Round Creek Tributary in Town of Gates Committee of the Whole; February 25, 2021 - CV: 28-0
Intro. 112 Res. 83 29-0

21. Colby & Delehanty 21-0062 Authorizing Acquisition of Interests in Real Property for Lake Road Phase II Highway Rehabilitation Project in Town of Webster Committee of the Whole; February 25, 2021 - CV: 28-0
Intro. 113 Res. 84 29-0

22. Dondorfer & Wilt 21-0063 Classification of Action and Determination of Significance Pursuant to the State Environmental Quality Review Act for the Acquisition of Interests in Real Property for the Phillips Road Highway Improvement Project located at 800 Phillips Road in the Village of Webster Committee of the Whole; February 25, 2021 - CV: 28-0
Intro. 114 Res. 85 29-0

23. Colby & Delehanty 21-0064 Authorizing Acquisition of Interests in Real Property for Phillips Road Improvement Project Located at 800 Phillips Road in Village of Webster Committee of the Whole; February 25, 2021 - CV: 28-0
Intro. 115 Res. 86 29-0

24. Smith & Delehanty 21-0065 Amending Resolution 432 of 2017, as Amended by Resolution 229 of 2018, to Increase Contracts for Provision of Mental Health, Developmental Disabilities, and Alcoholism and Substance Abuse Services in 2018 for Monroe County Office of Mental Health Committee of the Whole; February 25, 2021 - CV: 28-0
Intro. 116 Res. 87 29-0

25. Smith & Delehanty 21-0066 Accepting Grant from New York State Office of Children and Family Services for Safe Harbour Initiative for 2021 Committee of the Whole; February 25, 2021 - CV: 28-0
Intro. 117 Res. 88 29-0

26. Allkofer & Delehanty 21-0067 Accepting Grant from Association of Zoos and Aquariums for Orangutan Conservation Project Led by Monroe County’s Seneca Parks Zoo Committee of the Whole; February 25, 2021 - CV: 28-0
Intro. 118 Res. 89 29-0

27. Ancello & Delehanty 21-0068 Authorizing Intermunicipal Agreement with City of Rochester Police Department for Traffic Control Services at Frontier Field Committee of the Whole; February 25, 2021 - CV: 28-0
Intro. 119 Res. 90 29-0
(Legislator Dondorfer declared his interest prior to the vote.)
<table>
<thead>
<tr>
<th>Bill Number</th>
<th>Title</th>
<th>Committee</th>
<th>Date Proposed</th>
<th>Date Passed</th>
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</thead>
<tbody>
<tr>
<td>28. Ancello, Delehanty &amp; LaMar 21-0069</td>
<td>Authorizing Intermunicipal Agreement with City of Rochester to Accept Funding for Monroe County Eviction Prevention Pilot Initiative 2.0 Program</td>
<td>Committee of the Whole; February 25, 2021- CV: 28-0</td>
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<td>29. Delehanty &amp; Hebert 21-0070</td>
<td>Authorizing Settlement of Lawsuit in the U.S. District Court for the Eastern District of New York, Case Number 15-cv-6119</td>
<td>Committee of the Whole; February 25, 2021- CV: 27-1</td>
<td></td>
<td>(Legislator Boyce Voted in the Negative.)</td>
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<td>30. Delehanty &amp; Hebert 21-0071</td>
<td>Accepting Grant from United States Department of the Treasury for Emergency Rent Assistance for Monroe County Eviction Prevention Pilot Initiative 2.0 Program</td>
<td>Committee of the Whole; February 25, 2021- CV: 28-0</td>
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<tr>
<td>31. Hebert/Wilt (Motion to Amend) M. 30 29-0</td>
<td>PROVIDING THAT RESOLUTION (INTRO. NO. 122 OF 2021), ENTITLED “ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF THE TREASURY FOR EMERGENCY RENT ASSISTANCE FOR MONROE COUNTY EVICTION PREVENTION PILOT INITIATIVE 2.0 PROGRAM,” BE AMENDED</td>
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Be it moved, that Resolution (Intro. No. 122 of 2021), entitled “ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF THE TREASURY FOR EMERGENCY RENT ASSISTANCE FOR MONROE COUNTY EVICTION PREVENTION PILOT INITIATIVE 2.0 PROGRAM,” be amended as follows:

**Section 1.** The County Executive, or his designee, is hereby authorized to accept a $15,900,965.70 grant from, and to execute a contract and any amendments thereto with, the United States Department of the Treasury for Emergency Rent Assistance for the Monroe County Eviction Prevention Pilot Initiative 2.0 program, for the period of January 1, 2021 through December 31, 2021.

**Section 2.** The 2021 operating budget of the Department of Finance is hereby amended by appropriating the sum of $15,900,965.70 into general fund 9001, funds center 1209070200, Emergency Rental Assistance. The County Executive, or his designee, is hereby required to file bi-weekly reports with the Legislature which shall include a balance sheet designed to report on the overall status of the program, number of applications received, including those approved, denied or pending detailed by zip code, distribution of approved funding and number of renters assisted detailed by zip code, amounts committed, paid, and encumbered to-date for the entire grant period, and amounts committed, paid, and encumbered for the proceeding week. Reports shall be provided in written or electronic form and filed with the Clerk of the Legislature bi-weekly through the end of the grant period.

**Section 3.** The County shall host an informational session in each of the nineteen (19) towns in Monroe County, and the Town/Village of East Rochester, to provide an overview of the Eviction Prevention Pilot Initiative 2.0 Program for eligible tenants and property owners.

**Section 4.** Monroe County Real Property Tax Service, in conjunction with the Division of Treasury, and Division of Geographic Information System, shall provide each
Legislator with an electronic file containing a listing of likely rental properties in their respective district, which shall include, but is not limited to, multi-family homes, apartment complexes, manufactured homes, and single family home with mailing addresses that differ from the real property address.

Section 35. The County Executive, with approval from the Legislature, is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

Section 46. Should funding of this program be modified or terminated for any reason, the County Executive, with approval from the Legislature, is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreements affecting such positions.

Section 57. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Added language is underlined.
Deleted language is strikethrough.

Intro. 122
Res. 93
29-0

Main Motion (As Amended by Motion No. 30)

31. Delehanty & Hebert
Intro. 124
Res. 94
29-0

Authorizing Issuance of Refunding Bonds
Committee of the Whole; February 25, 2021- CV: 28-0

32. Hebert & Delehanty
Intro. 125
Res. 95
29-0

A Resolution Authorizing the Issuance Pursuant to Section 90.10 of the Local Finance Law of Refunding Bonds of the County of Monroe, New York, to be Designated Substantially “Public Improvement Refunding (Serial) Bonds”. And Providing for Other Matters in Relation Thereto and the Payment of the Bonds to be Refunded Thereby
Committee of the Whole; February 25, 2021- CV: 28-0

33. Delehanty & Hebert
Intro. 126
Res. 96
29-0

Amending Resolution 273 of 2014 to Increase the Contract with Health Economics Group, Inc. for Third Party Administration of Monroe County's Self-Insured Employee/Retiree Dental Insurance Plan
Committee of the Whole; February 25, 2021- CV: 28-0

34. Delehanty & Hebert
Intro. 127
Res. 97
29-0

Confirmation of Appointment of Director of Office of Diversity, Equity and Inclusion
Committee of the Whole; February 25, 2021- CV: 28-0
UNFINISHED BUSINESS

Upon Motion by Legislator Brew, the Legislature Adjourned at 9:07 P.M. until Tuesday, April 13, 2021 at 6:00 P.M.

Jack Moffitt
Clerk of the Legislature