SEVENTEENTH DAY

TUESDAY, October 12, 2021

Legislature met pursuant to adjournment.

President Dr. Joe Carbone in the Chair.

ROLL CALL


MOMENT OF PRAYER

The meeting formally opened. Prayer led by Reverend Michael L. Sloan of First Congregational Church of Spencerport, at the invitation of Legislator Robert J. Colby. The Pledge of Allegiance to the Flag was led by Karla F. Boyce.

IN MEMORIAM

35. Brew & Felder 21-0390  Expressing Regret of the Monroe County Legislature on the Recent Passing of Michael J. Francesco, Sr., Father of Monroe County Legislator Karla F. Boyce
Intro. 433
Res. 312
29-0

APPROVAL OF MINUTES

Without objection, the Journals of Day 17 of September 14, 2021 were approved as submitted.

PETITIONS AND COMMUNICATIONS

Legislators were notified by President Carbone that referrals for the next committee cycle are available on Novus Agenda.

Note: President Carbone welcomed former County Legislator Dick Beebe to the Chambers.

PROCLAMATIONS

Recognized jointly with President Dr. Joe Carbone, Legislator Justin Wilcox, and Legislator Joshua Bauroth, Michael E. Pollock, for his nearly 35 years of service to both the Brighton Community and Monroe County. Read and Filed.

Recognized jointly with President Dr. Joe Carbone and Legislator Yversha Roman, Devon Reynolds, Sr., on his commitment to the Greater Rochester area. Read and Filed.
Recognized jointly with President Dr. Joe Carbone and Legislator Sabrina LaMar, Jeremy Tjhung, on his dedication to making Rochester a safer place to live.

Read and Filed.

RECESS

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

Enacting a Local Law Entitled “To Establish the Food Delivery Fairness Act”

No speakers addressed the Legislature and the Public Hearing concluded at 6:22 P.M.

Note: Legislator Flagler-Mitchell Left the Chambers.

RECONVENING LEGISLATURE

President Carbone reconvened the recessed meeting of October 12, 2021 and proceeded under the Usual Order of Business.

FORMAL COMMITTEE REPORTS

None

PUBLIC FORUM

An Open Forum was conducted. There were twenty-six speakers and the Open Forum concluded at 7:40 P.M.

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 October 12, 2021 and proceeded under the Usual Order of Business.

CONSIDERATION OF LOCAL LAWS

1. Barnhart & Dondorfer
   Intro. 434
   M. 107
   28-0
   21-0296.II. Providing that Local Law (Intro No. 397 of 2021) Entitled, “To Establish the Food Delivery Fairness Act,” be Lifted from the Table

2. Barnhart & Dondorfer
   Intro. 435
   M. 108
   27-1
   21-0296.II. Providing that Local Law Entitled, ”To Establish the Food Delivery Fairness Act,” be Adopted
   Agenda/Charter Committee; July 25, 2021 – CV: 4-0
   Public Safety Committee; July 26, 2021 – CV: 8-0
   (Legislators LaMar Voted in the Negative)
Intro. 397  
LL #TBA  
27-1  

Main Motion  

(Legislator LaMar Voted in the Negative.)  

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MOTIONS, RESOLUTIONS AND NOTICES  

Note: Legislator Flagler-Mitchell Re-entered the Chambers and was Present for the Remainder of the Meeting.

3. Wright & Delehanty  
   Intro. 436  
   Res. 313  
   20-9  
   Confirming Appointment to Monroe County Soil and Water Conservation Board  
   (Legislators Barnhart, Bauroth, Baynes, Hasman, Maffucci, Morelle, Jr., Roman, Wilcox and Yudelson Voted in the Negative.)

4. Ancello & Boyce  
   Delehanty  
   Intro. 437  
   Res. 314  
   19-10  
   Authorizing Intermunicipal Agreement with Spencerport Fire District for Purchase of LUCUS Automated Chest Compression Device  
   Intergovernmental Relations Committee; September 28, 2021 – CV: 4-0  
   Public Safety Committee; September 27, 2021 – CV: 7-0  
   Ways and Means Committee; September 28, 2021 – CV: 11-0 Tabled  
   (Legislators Barnhart, Bauroth, Baynes, Hasman, LaMar, Maffucci, Morelle, Jr., Roman, Wilcox and Yudelson Voted in the Negative.)

5. Taylor & Delehanty  
   Flagler-Mitchell  
   Intro. 438  
   Res. 315  
   29-0  
   Authorizing Funding for Position at Cornell Cooperative Extension of Monroe County to Expand Existing Cornell Cooperative Extension Nutrition Program and Strengthen Cornell Cooperative Extension Public Health Outreach  
   Human Services Committee; September 28, 2021 – CV: 8-0  
   Ways and Means Committee; September 28, 2021 – CV: 11-0

6. Boyce & Delehanty  
   Intro. 439  
   Intro. 440  
   M. 109  
   29-0  
   Authorizing Allocation of Emergency Grant Funding to Gates Volunteer Ambulance Service to Reimburse Expenditures Incurred During the COVID-19 Pandemic  
   Public Safety Committee; September 27, 2021 – CV: 7-0  
   Ways and Means Committee; September 28, 2021 – CV: 7-4  
   Roman, Brew & Morelle, Jr.  
   PROVIDING THAT INTRO. NO. 439 OF 2021 BE TABLED  
   Be It Moved, that Intro. No. 439 of 2021 be, and hereby is, tabled.

7. Boyce & Dondorfer  
   Intro. 441  
   Res. 316  
   29-0  
   Confirming Appointments to Criminal Justice Council

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RECESS  

President Carbone declared a brief recess at the request of Legislator Brew.
**RECONVENING LEGISLATURE**

President Carbone reconvened the recessed meeting of October 12, 2021 and proceeded under the Usual Order of Business.

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<td>Intro. 442</td>
<td>Brew, Felder &amp; Roman Motion to Move Remaining Agenda As a Whole Except for Item Nos. 11, 12, 29-32 and 36</td>
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<td>Intro. 444</td>
<td>Environment &amp; Public Works Committee; September 27, 2021 – CV: 6-0</td>
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<td>11.</td>
<td>Intro. 446</td>
<td>Accepting Grant from New York State Governor’s Traffic Safety Committee for Child Passenger Safety Program (Department of Public Safety)</td>
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<td>Intro. 445</td>
<td>Public Safety Committee; September 27, 2021 – CV: 7-0</td>
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<td>Ways and Means Committee; September 28, 2021 – CV: 11-0</td>
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<td>13.</td>
<td>Intro. 447</td>
<td>Authorizing Contract with Matrix Consulting Group to Conduct Staffing Analysis Study for Monroe County Sheriff’s Office</td>
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<td>14.</td>
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<td>15.</td>
<td>Intro. 448</td>
<td>Accepting Grant from New York State Canal Corporation for New York State Canal Corporation Marine Patrol Matching Grant Program</td>
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<td>Intro. 447</td>
<td>Public Safety Committee; September 27, 2021 – CV: 8-0</td>
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<td>16.</td>
<td>Intro. 449</td>
<td>Authorizing Contract with County of Monroe Industrial Development Agency for Economic Development Activities, Staff Services and Office Expenses</td>
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<td>Intro. 448</td>
<td>Planning &amp; Economic Development Committee; September 27, 2021 – CV: 5-0</td>
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<td>Ways and Means Committee; September 28, 2021 – CV: 11-0</td>
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17. Keller & Delehanty
Intro. 450
Res. 324
29-0
21-0343 Authorizing Contract with Greater Rochester Enterprise, Inc. for General Operating Expenses Planning & Economic Development Committee; September 27, 2021 - CV: 5-0 Ways and Means Committee; September 28, 2021 - CV: 11-0

18. Allkofer & Delehanty
Intro. 451
Res. 325
29-0
21-0344 Accepting Grant from Institute of Museum and Library Services to Update the Guest Experience at Seneca Park Zoo Animal Hospital Recreation & Education Committee; September 27, 2021 – CV: 5-0 Ways and Means Committee; September 28, 2021 – CV: 11-0

19. Allkofer & Delehanty
Intro. 452
Res. 326
29-0

20. Colby & Delehanty
Intro. 453
Res. 327
29-0
21-0346 Authorizing Traffic Signal Agreement with Kerry Ventures Portland, LLC to Perform Traffic Signal Operation and Maintenance Services for Traffic Signal #694 Located at Intersection of Portland Avenue and Chick-Fil-A in Town of Irondequoit Transportation Committee; September 28, 2021 – CV: 7-0 Ways and Means Committee; September 28, 2021 – CV: 11-0

21. Colby & Delehanty
Intro. 454
Res. 328
29-0
21-0347 Accepting Federal and State Aid for Operation and Maintenance of Rochester/Monroe Traffic Control Center Transportation Committee; September 28, 2021 – CV: 7-0 Ways and Means Committee; September 28, 2021 – CV: 11-0

22. Taylor & Delehanty
Intro. 455
Res. 329
29-0
21-0348 Accepting Grant from New York State Department of Health and Amending Resolution 14 of 2021 to Increase Contract with Affinity Rehabilitation, LLP for Early Intervention Program Human Services Committee; September 28, 2021 – CV: 8-0 Ways and Means Committee; September 28, 2021 – CV: 11-0

23. Taylor & Delehanty
Intro. 456
Res. 330
29-0
21-0349 Authorizing Contract with Health System Services, Ltd. to Provide Medicare B Products and Supplies for Residents of Monroe Community Hospital Human Services Committee; September 28, 2021 – CV: 8-0 Ways and Means Committee; September 28, 2021 – CV: 11-0

24. Taylor & Delehanty
Intro. 457
Res. 331
29-0
21-0350 Authorizing Contract with Jensen Hughes, Inc. to Provide an Emergency Preparedness Program for Monroe Community Hospital Human Services Committee; September 28, 2021 – CV: 8-0 Ways and Means Committee; September 28, 2021 – CV: 11-0

25. Wright & Keller
Intro. 458
Res. 332
21-0351 Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for the Acquisition of Interests in Real Property for Traffic Signal Located at 1905 and 1925 S. Clinton Avenue in Town of Brighton Environment & Public Works Committee; September 27, 2021 – CV: 6-0
26. Delehanty & Hebert
Intro. 459
Res. 333
29-0
21-0352 Authorizing Acquisition of Interests in Real Property for Permanent Easements for South Clinton Avenue Traffic Signal at 1905 and 1925 South Clinton Avenue in Town of Brighton
Ways and Means Committee; September 28, 2021 – CV: 11-0

27. Delehanty & Hebert
Intro. 460
Res. 334
29-0
21-0353 Directing the Refund of Certain Monroe County Taxes Levied and Collected Against Property in Town of Brighton
Ways and Means Committee; September 28, 2021 – CV: 11-0

28. Wright & Delehanty
Intro. 461
Res. 335
29-0
21-0354 Accepting Grant from Federal Aviation Administration (Airport Rescue Grant Program) Related to Operation and Maintenance of Frederick Douglass – Greater Rochester International Airport
Environment & Public Works Committee; September 27, 2021 – CV: 6-0
Ways and Means Committee; September 28, 2021 – CV: 10-0

33. Allkofer & Delehanty
Intro. 462
Res. 336
29-0
21-0362 Authorizing License and Operating Agreements with Seneca Park Zoo Society, Inc. and SSA Group, LLC for Seneca Park Zoo Recreation and Education Committee; September 27, 2021 – CV: 5-0
Ways and Means Committee; September 28, 2021 – CV: 11-0

34. Ancello & Delehanty
Intro. 463
Res. 337
29-0
21-0363 Authorizing Intermunicipal Agreements and Contracts with Schools in Monroe County for COVID-19 Testing
Intergovernmental Relations Committee; September 28, 2021 – CV: 4-0
Human Services Committee; September 28, 2021 – CV: 8-0
Ways and Means Committee; September 28, 2021 – CV: 11-0

11. Boyce & Delehanty
Intro. 464
Res. 338
29-0
21-0337 Amending Resolution 224 of 2019 to Accept Additional Funding from New York State Office of Victim Services for Victim Assistance Grant Program for District Attorney’s Office
Public Safety Committee; September 27, 2021 – CV: 8-0
Ways and Means Committee; September 28, 2021 – CV: 11-0

12. Boyce & Delehanty
Intro. 465
Res. 339
29-0
21-0338 Amending Resolution 225 of 2019 to Accept Additional Funding from New York State Office of Victim Services for Sheriff’s Victim Assistance Program
Public Safety Committee; September 27, 2021 – CV: 8-0
Ways and Means Committee; September 28, 2021 – CV: 11-0

29. Ancello & Taylor
Intro. 466
21-0355 Authorizing Intermunicipal Agreements with Municipalities for Rochester-Monroe Youth Bureau Programs in 2021
Intergovernmental Relations Committee; September 28, 2021 – CV: 4-0
Human Services Committee; September 28, 2021 – CV: 8-0
Ways and Means Committee; September 28, 2021 – CV: 11-0

M. 111 Boyce & DiFlorio
PROVIDING THAT INTRO. NO. 466 OF 2021 BE TABLED
Be It Moved, that Intro. No. 466 of 2021 be, and hereby is, tabled.

22-7
(Legislators Barnhart, Hasman, Keophetlasy, Maffucci, Morelle, Jr., Wilcox and Yudelson Voted in the Negative.)

30. Taylor & Delehanty Intro. 468 21-0356 Authorizing Contracts with Not-For-Profit Agencies for Rochester-Monroe County Youth Bureau Programs in 2021

(Continued)

31. Delehanty & Hebert Intro. 470 Res. 340 21-0357 Authorization to Enter into Settlement and Release of Claims Agreement with Excellus Health Plan, Inc. d/b/a Excellus BlueCross BlueShield

Ways and Means Committee; September 28, 2021 – CV: 11-0

32. Delehanty & Allkofer Intro. 471 Res. 341 21-0358 Authorizing Increase to Contract with Greater Rochester Visitors Association, Inc. to Provide Management, Planning and Production of Monroe County Bicentennial Celebration and Authorizing Interdepartmental Appropriation Transfer

Ways and Means Committee; September 28, 2021 – CV: 11-0

36. Delehanty & Hebert Intro. 472 Res. 342 21-0391 Authorizing Acceptance of Local Government Records Management Improvement Fund Grant from New York State Archives for Records Management and Digitization Project

Matter of Urgency

UNFINISHED BUSINESS

Upon Motion by Legislator Brew, the Legislature Adjourned at 8:54 P.M. until Tuesday, November 9, 2021 at 6:00 P.M.

David Grant
Clerk of the Legislature